



JOURNAL
OF THE
HONORABLE SENATE,
JUNE SESSION,
1827,



1881

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RECORDS OF THE

STATE OF NEW YORK

1881

JOURNAL
OF THE
SENATE
OF THE
STATE OF NEW-HAMPSHIRE,

AT THEIR SESSION,
HOLDEN AT THE CAPITOL IN CONCORD,

COMMENCING
WEDNESDAY, JUNE 6, 1827.

PUBLISHED BY AUTHORITY.

CONCORD :
PRINTED BY ISAAC HILL....FOR THE STATE.
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HONORABLE SENATE.

WEDNESDAY, JUNE 6, 1827.

THIS being the day, prescribed by the Constitution, for the General Court of New-Hampshire to assemble, the following members of the Senate convened in the Senate-Chamber in the Capitol, were duly qualified, and took their seats—to wit:

From District	No. 1,	Hon. John W. Parsons,
	No. 2,	" William Plumer, jr.
	No. 3,	" Thomas Chandler,
	No. 4,	" Isaac Hill,
	No. 5,	" James Bartlett,
	No. 6,	" William Prescott,
	No. 7,	" Jesse Bowers,
	No. 8,	" Matthew Harvey,
	No. 9,	" Asa Parker,
	No. 10,	" Jonathan Nye,
	No. 11,	" James Minot,
	No. 12,	" John W. Weeks.

Mr. Chandler was called to the chair.

On motion by Mr. Plumer—

The Senate proceeded to the choice of a President, and the Honorable Matthew Harvey was elected.

Mr. Harvey addressed the Senate, manifesting his acceptance of the office, and took the chair.

On motion by Mr. Parker—

The Senate proceeded to the choice of a Clerk, and Samuel Dinsmoor, jr. was elected.

On motion by Mr. Hill—

The Senate proceeded to the choice of an Assistant Clerk, and Benjamin B. French was elected.

On motion by Mr. Hill—

The Senate proceeded to the choice of a Door-keeper, and James Buzzell was elected.

Samuel Dinsmoor, jr. appeared, and was sworn to the faithful discharge of the duties of his office.

Benjamin B. French appeared, and was sworn to the faithful discharge of the duties of his office.

On motion by Mr. Prescott—

Ordered, That the Clerk inform the House of Representatives, that all the Senators from the several Districts have assembled; that they have elected their officers, and are ready to proceed to the business of the session.

On motion by Mr. Parker—

Resolved, That the Rules and Regulations of the Senate for the last year, be adopted as the Rules and Regulations of the Senate for the present session, or until otherwise ordered.

On motion by Mr. Weeks—

Resolved, That a committee be appointed to report Rules for the government of the Senate the present session.

Ordered, That Messrs. Parker, Bartlett, and Hill, be the committee.

A message from the House of Representatives, by Mr. Payson, a member of the House :

"Mr. President : I am directed to inform the Senate, that a quorum of the House of Representatives have assembled, have chosen the Honorable Henry Hubbard their Speaker, Samuel D. Bell their Clerk, and Peter Chadwick their Assistant Clerk, and are ready to proceed to the business of the session."

On motion—

The Senate adjourned to 3 o'clock this afternoon.

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JUNE 6 : 3 o'clock, P. M.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*"Mr. President :* The House of Representatives have passed a resolution, appointing Messrs. Boardman of Portsmouth, Harper of Canterbury, and Chapin, with such as the Senate may join, a committee to nominate a suitable person to deliver an Address before both branches of the Legislature to-morrow, in which they request the concurrence of the Senate."

And he withdrew.

On motion—

*Resolved*, That the Senate do concur in the appointment of a joint committee, agreeably to the resolution last mentioned : and,

*Ordered*, That Mr. Barsons be joined on the part of the Senate.



*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :* The House of Representatives have passed a resolution, appointing Messrs. Gregg, Sartwell, and Tilton of Sanbornton, with such as the Senate may join, a committee to wait upon His Excellency the Governor, and inform him that quorums of both branches of the Legislature have assembled, that they have chosen their constitutional officers, are duly organized, and are ready to receive any communication he may please to make.”

And he withdrew.

On motion—

*Resolved*, That the Senate do concur in the appointment of a joint committee, agreeably to the resolution last mentioned : and,

*Ordered*, That Mr. Chandler be joined on the part of the Senate.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Lane of the House :

*“ Mr. President :* I am instructed to inform the Senate, that the House of Representatives are ready to meet the Senate in Convention, to proceed in the Elections, agreeably to the provisions of the Constitution.”

And he withdrew.

On motion by Mr. Parker—

*Resolved*, That the Senate will now meet the House of Representatives in Convention.

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CONVENTION.

The Senate and House of Representatives being met in Convention in the Representatives' hall, the Secretary came in and laid before the Convention the returns of votes for Governor from the several towns and places in this State, which were opened, read, and recorded.

On motion by Mr. Kelly of the House of Representatives—

A committee was appointed, consisting of Messrs. Bartlett of the Senate, Aiken, Neally, Winchester, and Emery, of the House of Representatives, to examine and compare the returns, and cast the votes for Governor.

On motion—

The Convention rose, and the Senate returned to their chamber.

IN SENATE.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President :* The House of Representatives have passed a resolution, appointing the Rev. Nathaniel W. Williams to deliver an Address before both branches of the Legislature to-morrow, agreeably to the report of the joint committee upon that subject; in which they request the concurrence of the Senate."

And he withdrew.

The resolution last received from the House of Representatives was read.

On motion—

*Resolved,* That it pass.



*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President* : The House of Representatives have appointed Messrs. Richardson, Boardman of Dunstable, Locke, Farmer, Gilman, Atkinson, Rawson, Putnam, Baker of Campton, and Meserve, with such as the Senate may join, a committee to report the order of proceedings to be observed in the public performances to-morrow.”

And he withdrew.

On motion—

*Resolved*, That the Senate do concur in the appointment of a joint committee, agreeably to the resolution last mentioned: and,

*Ordered*, That Messrs. Hill and Bartlett be joined on the part of the Senate.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee appointed to report Rules for the government of the Senate, made a report.

The report was read: and,

On motion by Mr. Plumer—

*Ordered*, That it lie on the table.

Mr. Chandler, from the joint committee appointed to wait upon His Excellency the Governor, and inform him that quorums of both branches of the Legislature have assembled, that they have chosen their constitutional officers, are duly organized, and are ready to receive any communication he may please to make—

*Reported*, That the committee had performed that duty.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*



THURSDAY, JUNE 7, 1827.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President :* The House of Representatives have passed a resolution, that the joint Rules of the two Houses for the year 1826, be adopted for the present session, or until others shall be adopted; in which they request the concurrence of the Senate.”

And he withdrew.

The resolution last received from the House of Representatives was read : and,

On motion—

*Resolved,* That the Senate do concur therein.

*Ordered,* That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Claggett, of the House :

“ *Mr. President :*

“ I am instructed to inform the Senate, that the House of Representatives are now ready to meet the Senate in Convention, to proceed in the elections, agreeably to the provisions of the constitution.”

On motion by Mr. Plumer—

*Resolved,* That the Senate will now meet the House of Representatives in Convention.

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*CONVENTION.*

The Senate and House of Representatives being met in Convention, in the Representatives' hall—

Mr. Bartlett, from the committee appointed to examine and compare the returns and cast the votes for Governor, made the following

*REPORT—*

That the returns of votes from all the towns appear to have been correctly made, excepting from the towns of Tamworth, Merrimack, Peterborough, and Ellsworth, from which no returns have been made; and also from the town of Coventry, which return is "for Benjamin Peirce, Governor, 39—for John W. Weeks, Senator, 39."

And they further report, that the cast of said votes is as follows—viz.

|                                           |   |        |
|-------------------------------------------|---|--------|
| Whole number,                             | - | 27,411 |
| Necessary for a choice,                   | - | 13,706 |
| of which number                           |   |        |
| David L. Morrill has                      | - | 2,529  |
| Other persons, deemed as scattering, have |   | 1,187  |
| Benjamin Peirce has                       | - | 23,695 |
| and is duly elected.                      |   |        |

*JAMES BARTLETT,*  
for the committee.

On motion—

The foregoing report was accepted.

On motion by Mr. Bartlett of the Senate—

The Convention then rose, and the Senate returned to their chamber.



IN SENATE.

On motion by Mr. Plumer—

The report of the committee appointed to report Rules for the government of the Senate the present session, was taken up and considered.

On motion by Mr. Plumer—

To amend said report, by striking out the word "following" in the eighth line of the 14th Rule, and inserting the words "thereafter on which the Senate shall be in session"—

It was determined in the affirmative.

On motion by Mr. Plumer—

To amend said report, by striking out the whole of the 25th Rule after the word "unless," and insert the words "the Senate shall otherwise order"—

It was determined in the negative.

On motion—

Said report, as amended, was adopted, as follows—  
to wit:

RULES.

1. The President having taken the chair, and a quorum being present, the Journals of the preceding day shall be read, and any erroneous entry shall be corrected.

2. No member shall hold conversation with another, during the reading of the Journals, or while a member is speaking in debate.

3. Every member, rising to speak, shall address the President, and, when he has finished, shall sit down.

4. No member shall speak more than twice on the same question, on the same day, without leave of the Senate.



5. More than one member rising to speak at the same time, the President shall decide who shall speak first.
6. If any member transgress the Rules of the Senate, the President shall, or any member may, call him to order; in which case, the member so called to order shall sit down, and the Senate, if appealed to, shall decide in the case: but if there be no appeal, the decision of the President shall be conclusive.
7. No member shall absent himself, without permission, from the Senate.
8. A motion shall be seconded before it is debated, and, if required by the President, or any member, it shall be reduced to writing.
9. When a question is under debate, no motion shall be received, but to adjourn, to lie on the table, to postpone to a day certain, to commit, to amend, to postpone indefinitely; which several motions shall have precedence in the same order in which they are arranged; and no motion to postpone to a day certain, to commit, or to postpone indefinitely, being decided, shall be in order at the same stage of the bill, or proposition, until after an adjournment.
10. If the question under debate will admit of division, any member may have it divided: and in filling blanks, the longest time and the largest sum shall be put first.
11. When the reading of a paper is called for, and the same is objected to, it shall be decided by a vote of the Senate, and without debate.
12. When the *ayes* and *noes* are required, each member shall declare his *assent* or *dissent* to the question, unless, for special reasons, he be excused by the Senate.
13. When a motion is made and seconded to shut the



doors of the Senate, on the discussion of any business, which, in the opinion of any member, may require secrecy, the President shall direct the gallery to be closed, and the doors shall remain closed until the subject is disposed of.

14. After a motion has been decided, it shall be in order, for any member who voted with the majority, to move for a re-consideration thereof, unless the bill, resolution, report, amendment, or motion, on which the vote was taken, has gone from the possession of the Senate: but no motion to re-consider shall be in order, unless made the same day on which the vote was taken, or on the day next thereafter on which the Senate shall be in session: but no vote shall be re-considered when a less number of members is present than when it was passed.

15. Before any petition or memorial, addressed to the Senate, shall be received and read, a brief statement of the contents thereof shall be made by the member introducing the same.

16. At least one day's notice shall be given, before a motion for leave to bring in a bill shall be in order.

17. Every bill shall be read three times before its passage: and the President shall give notice at each time whether it be the first, second, or third reading: and no bill, after it has been read a second time, shall have a third reading before an adjournment.

18. All resolutions, which may require the signature of the Governor, shall be treated in the same manner as bills.

19. A bill shall not be committed until after a second reading.

20. All bills, on a second reading, shall be considered in the same manner as if the Senate were in committee of



the whole, unless otherwise ordered : and when the Senate shall consider a bill or resolution, in such committee, the President may call a member to fill the chair ; and, while in the chair, such member shall have all the powers of a President.

21. The last question, upon the second reading of a bill or resolution, shall always be, “ Shall it be read a third time ? ” And no amendment shall be received for discussion on the third reading of any bill or resolution, unless by unanimous consent of the members present : but it shall at all times be in order, before the final passage of a bill or resolution, to move its commitment ; and should such commitment take place, and an amendment be reported, the bill or resolution shall again be read a second time, and considered as in committee of the whole.

22. The titles of bills, and such parts thereof as may be affected by proposed amendments, shall be entered on the Journals.

23. All bills, resolutions, and addresses, after passing the Senate, shall be signed by the President ; and all warrants and other processes, issued by order of the Senate, shall be under his hand and seal, attested by the Clerk.

24. The following standing committees, to consist of three members each, shall be appointed at the commencement of every session, with leave to report by bill or otherwise :

A committee on the Judiciary,

A committee on Incorporations,

A committee on Military Affairs,

A committee on Claims,

A committee on Manufacturing Establishments,

A committee on Banking Institutions,



A committee on Elections,

A committee on Schools and Seminaries of Learning,

A committee on Unfinished Business.

25. All committees shall be appointed by the President, unless a member requests that the appointment shall be by ballot, in which case it shall be so done.

26. When the Senate shall concur with the House of Representatives in the appointment of a joint committee, consisting of not more than five members of the House, one member shall be added on the part of the Senate; but when more than five, two members of the Senate shall be added.

27. Messages shall be sent to the House of Representatives by the Clerk of the Senate.

28. Messages from the Governor or House of Representatives may be received at all times, except when the Senate is engaged in putting a question, in calling the ayes and noes, or in counting ballots.

29. All questions shall be put by the President, and each member of the Senate shall signify his *assent* or *dissent*, by answering *Aye* or *No*.

30. No person, except members of the Executive, or members of the House of Representatives and their officers, shall be admitted within the bar of the Senate, except by invitation of the President, or some member with his consent.

31. The Senate shall adjourn, to meet at nine o'clock in the morning, and three o'clock in the afternoon, of each day, unless the Senate shall otherwise order.

32. A motion to adjourn shall always be in order, and shall be decided without debate.



A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives have passed a resolution, appointing Messrs. Wilson of Keene, Gould of Washington, Jenness of Rye, Perkins of Dover, Sibley, Fuller, Steele, Peverly, and Wallace of Canaan, a committee, with such as the Senate may join, to wait on General Benjamin Peirce, and inform him of his election as Chief Executive Magistrate of this State for the current year ; and that the Legislature will be ready, at such time and place as he may appoint, to receive such communication as he may please to make.”*

And he withdrew.

On motion—

*Resolved*, That the Senate do concur in the appointment of a joint committee, agreeably to the resolution last mentioned : and,

*Ordered*, That Messrs. Weeks and Bowers be joined to the committee, on the part of the Senate.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ I bring to the Senate, the report of the joint committee, appointed to report the order of proceedings to be observed in the public performances this day, which has been concurred in by the House of Representatives.”*

And he withdrew.

The report last received from the House of Representatives was read, as follows, viz.



"The joint committee, appointed to report the order of procedure to be observed in the public performances of this day,

REPORT,

That the procession shall form precisely at eleven o'clock, in front of the Capitol, in the following order, viz.

1. Music.
2. Committee of Arrangements.
3. His Excellency the Governor and his Aids, and the Honorable Council.
4. Secretary, Treasurer, Adjutant-General, and Warden of the State Prison.
5. Preachers of the day, and Chaplains of the Legislature.
6. Reverend Clergy of all denominations.
7. Officers of Dartmouth College, and all other Colleges.
8. Governors of other States and Territories.
9. Senators and Representatives of the United States.
10. Officers of the United States, Civil and Military.
11. Judges of the Superior Court, and all other Courts in this State.
12. Judges of the United States Courts, and Judges of other Courts of Record in other States.
13. The President of the Senate, the Honorable Senate, and their Clerks.
14. The Speaker of the House of Representatives, the members, four deep, and their Clerks.

That the following gentlemen officiate as Marshals of the day, viz.

Messrs. Wilson of Keene, Sawyer of Piermont, Eastman



of Lancaster, Abbot of Conway, Harper of Canterbury, Stinson of Newmarket, and March of Rochester.

And that the public exercises be held at the Congregational meeting-house.

*ISAAC HILL,*  
for the committee."

On motion—

*Resolved*, That the Senate do concur in said report.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Weeks—

*Resolved*, That when the Senate adjourn, they adjourn to four o'clock this afternoon.

On motion—

*The Senate adjourned.*

THURSDAY, JUNE 7 : 4 o'clock, P. M.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Field, of the House :

" *Mr. President :*

" I am instructed to inform the Senate, that the House of Representatives are ready to meet the Senate in Convention, to proceed in the Elections, agreeably to the provisions of the Constitution."

And he withdrew.



On motion by Mr. Plumer—

*Resolved*, That the Senate will now meet the House of Representatives in Convention.

IN CONVENTION

The Senate and House of Representatives having met in Convention, in the Representatives' hall, the Secretary came in, and the certificates of the votes for Counsellors in the several Districts in this State, were laid before the Convention, opened, the votes declared, and recorded.

On motion by Mr. Nye, of the Senate—

Mr. Plumer, of the Senate, and Messrs. Cutting of Troy, Stevens of Mason, Greeley of Gilmanton, and Sweet of Grafton, of the House of Representatives, were appointed a committee to examine and compare the returns, cast the votes, and report thereon.

On motion—

The Convention then rose, and the Senate returned to their chamber.

IN SENATE.

On motion by Mr. Parsons—

*Resolved*, That a committee be appointed, to wait on the Rev. Mr. Williams, and present to him the thanks of the Legislature, for his able and ingenious Discourse delivered this day, before His Excellency the Governor, the Honorable Council, and both branches of the Legislature; and request of him a copy for the press.



*Ordered*, That Mr. Parsons be the committee on the part of the Senate.

*Ordered*, That the Clerk notify the House of Representatives accordingly, and request their concurrence therein.

*Adjourned to 9 o'clock to-morrow morning.*

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FRIDAY, JUNE 8, 1827.

Met according to adjournment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"Mr. President :

"The House of Representatives have passed a resolution, that Messrs. Keyes, Pillsbury, and March of Portsmouth, with such as the Senate may join, be a committee to nominate a Chaplain to the Legislature for the present session, in which they request the concurrence of the Senate.

"The House of Representatives concur with the Senate, in a resolution appointing a committee to wait on the Rev. Mr. Williams, and present to him the thanks of the Legislature, for his able and ingenious Discourse delivered this day, before His Excellency the Governor, the Honorable Council, and both branches of the Legislature; and request of him a copy for the press."

And he withdrew.

The resolution last received from the House of Representatives was read :

On motion by Mr. Nye—

To amend the resolution, by striking out the word "nominate," and inserting the words "select and engage"—

It was determined in the negative.

On motion by Mr. Bartlett—

Ordered, That said resolution lie on the table.

On motion by Mr. Bartlett—

Resolved, That a committee, from the Senate and House of Representatives, be appointed on Engrossed Bills.

Ordered, That Messrs. Hill and Parker be the committee on the part of the Senate.

Ordered, That the Clerk notify the House of Representatives, and request their concurrence in said resolution.

On motion by Mr. Bartlett—

Resolved, That a committee, from the Senate and House of Representatives, be appointed on the State-House.

Ordered, That Messrs. Weeks and Parsons be the committee on the part of the Senate.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

On motion by Mr. Bartlett—

Resolved, That a committee, from the Senate and House of Representatives, be appointed on the Library.

Ordered, That Messrs. Plumer and Bartlett be the committee on the part of the Senate.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Webster, of the House:

"Mr. President :

"I am instructed to inform the Senate, that the House

of Representatives are ready to meet the Senate in Convention, to proceed in the Elections, agreeably to the provisions of the Constitution."

And he withdrew.

On motion by Mr. Plumer—

Resolved, That the Senate will now meet the House of Representatives in Convention.

IN CONVENTION.

The Senate and House of Representatives being met in Convention, in the Representatives' hall—

Mr. Plumer, from the committee appointed to examine and compare the returns and cast the votes for Counsellors, made the following

REPORT—

"That the whole number of votes, legally returned for Counsellor in the District of Rockingham, is 6,500

Necessary for a choice, 3,251

The Hon. Francis N. Fisk having 3,339 votes, is duly elected.

"That the whole number of votes, legally returned for Counsellor for the County of Strafford, is 5,839

Necessary for a choice, 2,920

The Hon. Andrew Peirce having 3,326 votes, is duly elected.—The votes of Lee,

giving Andrew Peirce 135, Joseph Boody 1, and Gorham W. Hoit 1, are not included in the above estimate, it not appearing, from the return of the Town Clerk, that they were declared in open town meeting.

“ That the whole number of votes, legally returned for Counsellor for the District of Hillsborough, is 6,349
 Necessary for a choice, - - 3,125
 The Hon. John Wallace, junior, having 5,830
 votes, is duly elected.

“ That the whole number of votes, legally returned for Counsellor for the County of Cheshire, is 4,270
 Necessary for a choice, - - 2,136
 The Hon. Jotham Lord, junior, having - 2,949
 votes, is duly elected.

“ That the whole number of votes, legally returned for Counsellor for the District of Grafton and Coos, is - - - - - 5,122
 Necessary for a choice, - - 2,562
 The Hon. Caleb Keith having - - 4,077
 votes, is duly elected.

“ That no returns were received from the towns of Tamworth, Milford, and Ellsworth.

W. PLUMER, jr.
 for the committee.”

On motion by Mr. Bartlett, of the Senate—
 The foregoing report was accepted.
 On motion—
 The Convention rose, and the Senate returned to their chamber.

IN SENATE.

On motion by Mr. Parsons—
 The following standing committees were appointed, agreeably to the Rules of the Senate—viz.

<i>On the Judiciary—</i>	-	-	{ Mr. Plumer, Mr. Bartlett, Mr. Parsons.
<i>On Incorporations—</i>	-	-	{ Mr. Bartlett, Mr. Parker, Mr. Parsons.
<i>On Military Affairs—</i>	-	-	{ Mr. Weeks, Mr. Minot, Mr. Prescott.
<i>On Claims—</i>	-	-	{ Mr. Parker, Mr. Bowers, Mr. Chandler.
<i>On Schools and Seminaries of Learning—</i>			{ Mr. Hill, Mr. Plumer, Mr. Nye.
<i>On Manufacturing Establishments—</i>			{ Mr. Nye, Mr. Bowers, Mr. Minot.
<i>On Banking Institutions—</i>	-	-	{ Mr. Parsons, Mr. Hill, Mr. Weeks.
<i>On Elections—</i>	-	-	{ Mr. Chandler, Mr. Bowers, Mr. Prescott.
<i>On Unfinished Business—</i>	-	-	{ Mr. Prescott, Mr. Nye, Mr. Minot.

▲ message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President :*

“ The House of Representatives have passed a resolution, that Messrs. Eames of Wentworth, Dudley, Pearce of Chesterfield, Churchill, and Ingalls, with such as the Senate may join, be a committee, to wait on His Excellency the Governor, and inform him, that the following gen-

tllemen are elected Counsellors in this State, for the ensuing year, to wit :

In Rockingham District, the Hon. Francis N. Fisk :

In Strafford District, the Hon. Andrew Peirce :

In Hillsborough District, the Hon. John Wallace, junior :

In Cheshire District, the Hon. Jotham Lord, junior :

In the District of Grafton and Coos, the Hon. Caleb Keith :

In which they request the concurrence of the Senate."

And he withdrew.

On motion—

Resolved, That the Senate do concur in the appointment of a joint committee, agreeably to the resolution last mentioned: and,

Ordered, That Mr. Bartlett be joined to the committee on the part of the Senate.

Ordered, That the Clerk notify the House of Representatives accordingly.

On motion—

The Senate adjourned to 3 o'clock this afternoon.

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FRIDAY, JUNE 8: 3 o'clock, P. M.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President* :

" The House of Representatives have passed a resolution, that the joint committee on Engrossed Bills be directed to appoint an Engrossing Clerk, whose duty it shall be



to engross all bills and resolutions, and who shall be responsible for the correct discharge of the duties of his office : in which they request the concurrence of the Senate.”

And he withdrew.

The resolution last received from the House of Representatives was read : and,

On motion by Mr. Parker—

*Ordered*, That it lie on the table.

Mr. Weeks, from the committee appointed to wait on General Benjamin Peirce, and inform him of his election as Chief Executive Magistrate of this State for the current year,

### *REPORTED,*

That the committee had performed the duty assigned to them ; and that the Governor elect would meet both branches of the Legislature, in the Representatives' hall, at four o'clock this afternoon.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President :*

“ The House of Representatives concur in a resolution of the Senate, that a committee from the Senate and House of Representatives be appointed on Engrossed Bills, and have appointed on their part, Messrs. Stevens of Pembroke, and Winchester.

“ They also concur with the Senate, in a resolution, that a committee from the Senate and House of Representatives be appointed on the Library, and have joined on their part, Messrs. Chapin, Kimball of Dover, and Kelly of Warner.

“ They also concur with the Senate in a resolution, that a committee from the Senate and House of Representatives



be appointed on the State-House, and have joined on their part, Messrs. Pecker, Morrill, and Brown of Poplin."

And he withdrew.

On motion by Mr. Parker—

*Resolved*, That the Senate now proceed, by ballot, to select some suitable person to officiate as Chaplain the present session.

The Senate proceeded to ballot accordingly, and the Rev. Nathaniel W. Williams was elected.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

Mr. Parsons submitted, for consideration, the following resolution :—

*Resolved*, by the Senate and House of Representatives, That the Commissary-General, previous to entering on the duties of his office, be required to give bonds, in the penal sum of ——— dollars, for the faithful discharge of the duties of his office, and for the security, casualties excepted, of the public property committed to his charge.

Mr. Hill submitted a motion to fill the blank, in said resolution, with the words "ten thousand."

On motion by Mr. Hill—

*Ordered*, That said resolution lie on the table.

On motion by Mr. Hill—

*Resolved*, That the committee, appointed to wait on General Benjamin Peirce, and inform him of his election as Chief Executive Magistrate, do again wait upon him, and conduct him to the Representatives' hall.

The time appointed by the Governor elect, for meeting the two Houses, having arrived, the Senate proceeded to the Representatives' hall, when General Benjamin Peirce



came in, and, in presence of both Houses of the Legislature, took and subscribed the Oath of Office; and was thereupon, by the Honorable Matthew Harvey, President of the Senate, declared Governor of the State of New-Hampshire, for the ensuing political year, and presented with a copy of the Constitution of the State, as a guide in the discharge of his official duty.

The Senate then returned to their chamber.

The following written Message was received from His Excellency the Governor, by Mr. Bartlett, the Secretary.

### MESSAGE.

*Gentlemen of the Senate and House of Representatives :*

Having been called to act in the Executive Department of the Government of this State, I am happy to meet you under auspices so favorable. The session of the Legislature is always a season of peculiar interest to the people. Hitherward their eyes are turned, anxiously waiting the passage of such laws, as the convenience of any particular section, or the general welfare may demand; and it is no less so because it is of annual occurrence, since, from new institutions, there are constantly arising such new contingencies as require Legislative consideration. The duties, incident to the part I have been called to perform in the State Government, shall receive my best endeavors for a prompt and faithful performance. I feel grateful to the people for their recent



testimony of confidence and respect, and in the discharge of my own duties, in a situation in which my experience is limited, I shall look with the fullest confidence to the wisdom and candor of their Representatives.

You will not, at this time, be troubled with a long exposition of the privileges, which are secured to us by our happy form of government, and which we, in common with other States, enjoy. Of these, I trust, we are all sensible; they are such as cannot be too highly prized; such as should cause us often to turn with the deepest gratitude to the Disposer of all events. In view of our own peculiar interests, we have abundant reason for congratulation. Our privileges are so numerous, and have been enjoyed without interruption for so long a time, it is difficult duly to appreciate them. We are in danger of forgetting the means by which they were attained, and neglecting the virtues by which alone we can reasonably expect them to be perpetuated. To live in a climate so healthy, to cultivate a soil yielding abundantly all the necessities of life to every industrious citizen, to witness our children enjoying such advantages of moral and scientific instruction, as are calculated alike to improve the mind, and strengthen all the best qualities of the heart, to look abroad and behold every citizen, without distinction of sect or rank, exercising the full and equal rights of civil and religious liberty, are alone sufficient to excite emotions of gratitude,



too strong ever to be obliterated. Our Bill of Rights declares, that “a frequent recurrence to the fundamental principles of our Constitution, and a constant adherence to justice, moderation, temperance, industry, frugality, and all the social virtues, are indispensably necessary to preserve the blessings of liberty and good government.” We shall also find it of inestimable importance, often to recur to the virtuous conduct and elevated character of those, who directed us in the hour of difficulty and peril. Since the last session of the Legislature, two of the most consistent patriots and ablest men, whose names have graced the annals of any age, have departed. The hand, that penned the paper, which declared our rights, and the tongue, that so fearlessly and eloquently supported it, are motionless ; but the memory of Adams and Jefferson will continue, dear as our freedom, and lasting as our republick. Their fame, not acquired by a single enterprise, but gained by the active and ardent exertions of a long life, devoted to the cause of liberty, will continue to increase with the diffusion of liberal principles. In comparing the state of society now, with what it was thirty years since, there is no change more striking, no improvement so important, as that, which is observed in the general system of education and of religious instruction. If we look back only this short period of time, we shall find a large portion of this State comparatively a wilderness, but



thinly settled, and wanting most of those means of instruction, now so easily afforded. But even then the education of youth was far from being a subject of neglect; every opportunity for improvement, was eagerly seized, and parents took special care to instil into the minds of their children lessons of religion, morality and patriotism. With the increase of our population, new avocations are elicited, and causes of litigation have of course greatly increased. Had that constant attention and generous patronage, which has been bestowed on this subject, been withheld, our trials by jury, which are now our pride and our protection, could have commanded but a small part of the respect to which they are now so highly entitled. To this subject the attention of the Legislature has been often called and not in vain. Under its judicious patronage, the usefulness of free schools has yearly progressed, but improvements undoubtedly remain yet to be made, and the state of perfection to which they have now fortunately attained, is no signal for the discontinuance of your favorable consideration. You may perhaps think it advisable to enact a law, causing the money appropriated for the support of free schools to be so applied, as to make a uniform distribution.

The State Literary Fund now amounts to between forty and fifty thousand dollars, and you will probably consider whether the time



has not arrived, when it can be so appropriated, as to answer the end for which it was designed. I hope this subject generally will early attract your attention. Coming as you do from every part of the State, you will know better than I can tell you, to what points your attention may be most advantageously directed. If it shall be thought expedient at present, to make any disposition of the Literary fund, I shall readily co-operate in any appropriation calculated to meet the wishes of the people and promote the prosperity and dignity of the State.

You have committed to your charge no trust more important, than to make provision for the speedy redress of the grievances of your constituents. It is hoped, however that our Judiciary system is now settled upon a firm basis, affording ample security to individual rights without that protracted litigation, always so burdensome, and the general satisfaction is the highest encomium on the talents and integrity, with which our laws are administered.

With regard to the Militia, I shall make but few remarks ; but a deep sense of its importance forbids me to pass it without some notice. It is very manifest, that no policy could be worse, than that which should recommend to this country the support of large standing armies. This would be not only repugnant to our form of government, but it is by no means demanded by relative situation ; still we ought always to have an



efficient force, which can readily be called into action in case of any emergency. And upon internal commotions or sudden foreign invasions, our Militia is unquestionably the proper and appropriate check. The attention, that has been wisely bestowed on this subject, from time to time, by the General Government, and the caution, with which it has been uniformly approached, shows how difficult the task to make any material change in our present system, so as to give it more efficiency, and have it still comport with our republican principles and civil institutions. I have great confidence in that portion of the citizens, who constitute our safeguard. I have seen the militia, when in every point of view it wanted much of its present efficiency, take the field and conduct in a manner, that would do credit to any troops. I would not however be understood as making any objection to alterations; they are undoubtedly needed and should be made. But at present, the system must be taken as it is. One of its greatest imperfections appears to me, to be found in the wide range taken in enrolments. Still the Militia, as a body, at least as far as my observation has extended, go to their duty with cheerfulness; and with some slight alterations, the service would be performed with pleasure and alacrity. The powder, for instance, expended at general trainings, taking into consideration its actual expense, as well as the trouble necessarily incurred by each



individual in procuring it, is no inconsiderable tax ; a tax too falling upon those, not the most able to bear it. If there is any advantage in learning to fire simultaneously, each town ought to bear the expense of purchasing the powder for its own companies, or at least, it should be supplied in such a manner, as to relieve the soldier.

This State must rely, mainly, upon its Agricultural and Manufacturing interests. These are objects, which will of course attract your attention, and cannot but excite a lively interest. Those, who are employed in the former, must always constitute the body and nerve of our population, while the latter holds out very strong inducements for your patronage, since nothing can be more commendable, than that state pride and ambition, which would increase our influence and render us independent of others. Our commerce, though it can never become extensive, will not escape your notice. It is pleasing to observe, that the business of our only commercial port, under many misfortunes, has still continued to flourish. Any facilities that can be offered to the communication between that and the interior, are certainly of the greatest importance.

There is a species of traffic in this State, calculated to carry out large sums of money, without giving any thing like an equivalent in return ; upon this, you may think it proper to place some check. I allude to the sale of foreign lottery tickets.



A report, exhibiting the state of the Treasury, will be laid before you by the gentleman at the head of that department.

You will also have the report of the Warden of the State Prison.

Any measures, gentlemen, you may suggest, of general utility, will meet my hearty co-operation.

**BENJAMIN PIERCE.**

*Concord, June 8, 1827.*

The Message was read : and,

On motion by Mr. Plumer—

*Ordered*, That it lie on the table; and that the Clerk procure two hundred printed copies thereof, for the use of the Senate.

On motion by Mr. Parker—

*Resolved*, That the Clerk procure fifty printed copies of the Constitution of this State, the Rules of the Senate, and the Joint Rules of the Senate and House of Representatives, for the use of the members of the Senate.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*

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**SATURDAY, JUNE 9, 1827.**

*Met according to adjournment.*

On motion by Mr. Hill—

*Resolved*, That a select committee of three be appointed,



to report a reference of the subjects contained in the Governor's Message.

*Ordered*, That Messrs. Hill, Prescott, and Minot, be the committee.

On motion by Mr. Parsons—

The resolution, requiring the Commissary-General to give bonds, was taken up, and considered.

On the question, to fill the blank in said resolution with the words "ten thousand"—

It was determined in the affirmative.

On the question, "Shall this resolution pass?"—

It was determined in the affirmative.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*"Mr. President :*

*"The House of Representatives concur with the Senate, in the appointment of the Rev. Nathaniel W. Williams as Chaplain of the Legislature the present session."*

And he withdrew.

Mr. Nye submitted, for consideration, the following resolution :

*Resolved*, That a committee be appointed by the Senate, to join such committee as may be appointed by the House of Representatives, to wait on the Rev. Mr. Williams, and inform him of his election as Chaplain of the Legislature; and in case he accepts, to notify His Excellency the Governor and the Honorable Council, that prayers will be attended in the Representatives' hall, at fifteen minutes before nine o'clock, on the morning of each day during the session.



On the question, "Will the Senate adopt this resolution?"—

It was determined in the negative.

Mr. Bartlett, from the committee appointed to wait on His Excellency the Governor, and inform him of the election of Counsellors, reported, that the committee had performed the duty assigned to them.

On motion by Mr. Parker—

The resolution relative to the appointment of an Engraving Clerk, was taken up, and considered.

On motion by Mr. Bartlett—

To amend said resolution, by striking out the following words, to wit :

"And who shall be responsible for the correct discharge of the duties of his office"—

It was determined in the affirmative.

On motion by Mr. Plumer—

To amend said resolution, by striking out the word "exclusive"—

It was determined in the affirmative.

On the question to concur in said resolution, as amended—

It was determined in the affirmative.

*Ordered*, That the Clerk notify the House of Representatives accordingly, and request their concurrence in said amendments.

On motion by Mr. Parker—

*Resolved*, That when the Senate adjourn, they adjourn to meet at three o'clock in the afternoon on Monday next.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :



*“ Mr. President :*

“ The House of Representatives agree to the amendments proposed by the Senate, to a resolution relative to the appointment of an Engrossing Clerk.”

And he withdrew.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

“ The House of Representatives have passed a resolution, appointing Messrs. Reed, Sibley, and Rawson, with such as the Senate may join, a committee to settle the accounts of the Treasurer of this State; in which they request the concurrence of the Senate.”

And he withdrew.

On motion—

*Resolved*, That the Senate do concur in the appointment of a joint committee, agreeably to the resolution last mentioned.

*Ordered*, That Messrs. Plumer and Hill be the committee on the part of the Senate.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Chandler, (he having voted with the majority)—

The Senate re-considered their vote against the adoption of the resolution appointing a committee to wait upon the Rev. Mr. Williams, and inform him of his election as Chaplain: and,

On motion—

*Resolved*, That said resolution pass.



*Ordered*, That Mr. Nye be the committee on the part of the Senate.

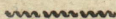
*Ordered*, That the Clerk notify the House of Representatives, and request their concurrence therein.

On motion by Mr. Minot—

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of altering the time for holding the February and March terms of the Court of Common Pleas for the counties of Grafton and Coos.

On motion—

*The Senate adjourned.*



MONDAY, JUNE 11, 1827.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“ *Mr. President* :

“ The House of Representatives concur with the Senate, in the resolution appointing a committee to wait on the Rev. Mr. Williams, and inform him of his election as Chaplain.”

And he withdrew.

Mr. Hill, from the committee to whom was referred the Message of His Excellency the Governor, made the following report:—

“ That so much of said message as relates to Free Schools and the Literary Fund, be referred to the committee on Schools and Seminaries of Learning—



“ That so much of said message as relates to the Militia, be referred to the committee on Military Affairs.

“ That so much of said message as relates to Agriculture, Commerce, and Manufactures, be referred to the committee on Manufacturing Establishments.

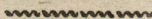
“ And that so much of said message as relates to the Judiciary, and the traffic in Lottery Tickets, be referred to the committee on the Judiciary.”

The report was read: and,

*Resolved*, That the Senate do concur therein.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*



TUESDAY, JUNE 12, 1827.

*Met according to adjournment.*

Mr. Prescott, from the committee on Unfinished Business, made the following report :—

‘ That from an examination of the Journal of the Senate of the last session, it appears that the following subjects remain undetermined, and were then postponed to the present session of the Legislature: to wit:

“ A bill, entitled, ‘ An act to prevent damage which may be done to bridges, by timber and logs floating down the Androscoggin river, and the streams running into the same.’

“ A bill, entitled, ‘ An act to incorporate sundry persons by the name of the President, Directors, and Company, of the Lebanon Bank.’

“ A bill, entitled, ‘ An act to regulate the inspection of



butter and hogs' lard intended to be exported from this State.'

" A bill, entitled, ' An act empowering school districts to build and repair school-houses.'

" A bill, entitled, ' An act to incorporate sundry persons by the name of the President, Directors, and Company, of the Somersworth Bank.' And,

" A bill, entitled, ' An act to establish Courts of Justice and Equity throughout the State."

On his motion—

*Ordered*, That it lie on the table.

On motion—

*The Senate adjourned to 3 o'clock this afternoon.*

TUESDAY, JUNE 11 : 3 o'clock, P. M.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President :*

" The House of Representatives have passed a resolution, referring to the joint committee on the Library, the Message of His Excellency the Governor, communicating to the Senate and House of Representatives the memorial of Jonathan Elliot, of the city of Washington, soliciting the patronage of the Legislature of this State in the publication of Debates, Resolutions, and other proceedings in the several Conventions in a number of the States of this Union, on the adoption of the Federal Constitution ; in which they request the concurrence of the Senate.

" They have also passed a resolution, referring to the joint committee on the Library, the communication of His



Excellency the Governor to the Senate and House of Representatives, relative to a purchase of books for the Library; in which they request the concurrence of the Senate."

And he withdrew.

On motion—

*Resolved*, That the Senate do concur in the resolution, referring the Message of His Excellency the Governor, relative to a memorial of Jonathan Elliot, to the joint committee on the Library.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion—

*Resolved*, That the Senate do concur in the resolution, referring to the joint committee on the Library the Message of His Excellency the Governor, relative to a purchase of books for the Library.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Parker—

*Resolved*, That the Clerk procure for the use of the members of the Senate, twenty copies of each of the following newspapers, so often as they shall be printed, during the present session of the Legislature, to wit: the New-Hampshire Patriot, the New-Hampshire Journal, and the New-Hampshire Statesman and Register.

Mr. Bartlett presented the petition of John Wheeler and others, inhabitants of School District No. 1, in Dover, praying that they may be authorized to raise money for the support of schools in said district.

The petition was read: and,

*Ordered*, That it be referred to the committee on Schools and Seminaries of Learning.



Mr. Nye, from the committee appointed to wait on the Rev. Mr. Williams, and inform him of his election as Chaplain, reported, that they had performed the duty assigned to them, and that the Rev. Mr. Williams had accepted his appointment.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*

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WEDNESDAY, JUNE 13, 1827.

Met according to adjournment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" Mr. President :

" The House of Representatives have passed a resolution, to accept the report of the joint committee appointed to settle the accounts of the Treasurer; in which they request the concurrence of the Senate."

And he withdrew.

On motion—

Resolved, That the Senate do concur in the resolution last received from the House of Representatives.

Ordered, That the Clerk notify the House of Representatives accordingly.

On motion—

The Senate adjourned to 3 o'clock this afternoon.

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WEDNESDAY, JUNE 13 : 3 o'clock, P. M.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. S. C. Webster, of the House :



*“ Mr. President :*

*“ I am instructed to inform the Senate, that the House of Representatives are ready to meet the Senate in Convention, to proceed in the elections, agreeably to the provisions of the constitution.”*

*And he withdrew.*

*On motion by Mr. Prescott—*

*Resolved, That the Senate will now meet the House of Representatives in Convention.*

### *CONVENTION.*

*The Senate and House of Representatives having met in Convention, in the Representatives' hall—*

*On motion by Mr. Richardson, of the House of Representatives—*

*The Convention proceeded to the choice of a Secretary, and Richard Bartlett was elected.*

*On motion by Mr. Clark, of the House of Representatives—*

*The Convention proceeded to the choice of a Treasurer, and William Pickering was elected.*

*On motion by Mr. Doe, of the House of Representatives—*

*The Convention proceeded to the choice of a Commissary-General, and Robert Neal was elected.*

*On motion by Mr. Prescott, of the Senate—*

*The Convention rose, and the Senate returned to their chamber.*



IN SENATE.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"Mr. President:

"The House of Representatives have passed a resolution, making an allowance to Thomas Bellows; in which they request the concurrence of the Senate."

And he withdrew.

The resolution last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on Claims.

On motion by Mr. Nye—

So much of the report of the committee on Unfinished Business as relates to the bill, entitled, 'An act to incorporate sundry persons by the name of the President, Directors and Company of the Lebanon Bank,' was taken up, and considered.

Said bill was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on Banks.

Mr. Parker submitted, for consideration, the following resolution:—

Resolved, That it is expedient to establish a Literary Seminary, under the patronage and control of the Government of this State: that the Literary Fund shall be pledged for the support of this Seminary: and that the committee on Schools and Seminaries of Learning be instructed to bring in a bill embracing these objects.

On his motion—

Ordered, That said resolution lie on the table.

Mr. Parker gave notice, that he should call for the con-



sideration of said resolution at ten o'clock to-morrow morning.

Mr. Bartlett gave notice, that to-morrow he should ask leave to introduce a bill to incorporate the Gilford Iron Manufacturing Company.

Mr. Bartlett also gave notice, that to-morrow he should ask leave to introduce a bill, entitled, 'An act in addition to an act for cutting a canal from Winnipissiogee lake to Sanbornton bay.'

The President presented the petition of Baruch Chase and others, to be incorporated into a religious society by the name of St. Andrew's Church.

The petition was read: and,

On motion—

*Ordered*, That it be referred to the committee on Incorporations.

The President presented the petition of Ebenezer Lerner and others, for an act to incorporate an Academy in Hopkinton.

The petition was read: and,

On motion—

*Ordered*, That it be referred to the committee on Schools and Seminaries of Learning.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Thomas Bellows be allowed the sum of five dollars and forty-eight cents, in full of his account, and that said sum be paid out of the treasury—

Reported the same without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,

On motion—



*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

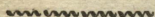
The resolution was read a third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*



THURSDAY, JUNE 14, 1827.

*Met according to adjournment.*

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom were referred the petitions of John Wheeler and others, and B. H. Palmer and others, reported a bill, entitled, "An act in addition to an act, entitled, An act empowering school districts to build school houses, and regulating schools :"—

Which was read twice by unanimous consent.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President :*

"The House of Representatives have concurred with the Senate, in the passage of a resolution, requiring the Commissary-General to give bonds."

And he withdrew.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed, a



resolution making an allowance to Thomas Bellows, and a resolution requiring the Commissary-General to give bonds.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President :*

“ The Speaker of the House of Representatives having signed the two resolutions last reported by the committee on Engrossed Bills to have been duly examined, I am directed to bring them to the Senate for the signature of their President.”

And he withdrew.

The President signed the two resolutions last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

On motion by Mr. Parker—

The resolution relative to the establishment of a Literary Seminary, was taken up, and considered.

On motion by Mr. Plumer—

To amend the resolution, by striking out the whole of said resolution after the word “ *Resolved,*” and inserting the following :

“ That the committee on Schools and Seminaries of Learning be instructed to inquire into the expediency of establishing one or more Literary Institutions, under the patronage and control of this State : and that the Literary Fund be pledged for the support of such Institution or Institutions”—

It was determined in the negative.

On the question, “ Shall this resolution pass ?”—

It was determined in the affirmative.

Yeas, 10—Nays, 1.



The yeas and nays being required by Mr. Hill—

Those who voted in the affirmative are,

Messrs. Parsons  
Chandler  
Hill  
Prescott  
Bowers

Harvey  
Parker  
Nye  
Minot  
Weeks

In the negative,

Mr. Plumer.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President :*

“ The House of Representatives have passed a resolution, appointing Messrs. Richardson, Rawson, Greeley, Underhill, and Nevins, with such as the Senate may join, a committee to wait on the Secretary, Treasurer, and Commissary-General, elect, and inform them of their election to their respective offices: and, if they accept, to receive from them the necessary bonds: in which they request the concurrence of the Senate.”

And he withdrew.

On motion—

*Resolved*, That the Senate do concur in the appointment of a joint committee, agreeably to the resolution last mentioned: and,

*Ordered*, That Mr. Prescott be the committee on the part of the Senate.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Weeks, from the committee on Military Affairs, reported a bill, entitled, “ An act to exempt soldiers from a poll-tax in certain cases :”—

Which was read twice, by unanimous consent.



On motion by Mr. Nye—

So much of the report of the committee on Unfinished Business, as relates to the bill, entitled, "An act to incorporate sundry persons by the name of the President, Directors and Company of the Somersworth Bank," was taken up, and considered.

Said bill was read twice, by unanimous consent: and,

On motion—

*Ordered*, That it be referred to the committee on Banks.

Mr. Parker, from the committee on Engrossed Bills, reported, that the two resolutions last signed by the President of the Senate, had been laid before the Governor.

On motion—

*The Senate adjourned to 3 o'clock this afternoon.*

THURSDAY, JUNE 14: 3 o'clock, P.M.

*Met according to adjournment.*

Mr. Bartlett, from the committee on Incorporations, to whom was referred the petition of Baruch Chase and others, reported a bill, entitled, "An act to incorporate an Episcopal society in Hopkinton by the name of Saint Andrew's Church:"—

Which was read twice, by unanimous consent.

Agreeably to notice given, Mr. Bartlett asked and obtained leave to introduce a bill, entitled, "An act in addition to an act for cutting a canal from Winnipisseogee lake to Sanbornton bay:"—

Which was read twice, by unanimous consent: and,

On motion—



*Ordered*, That said bill be referred to the committee on Incorporations.

Agreeably to notice given, Mr. Bartlett asked and obtained leave to introduce a bill, entitled, "An act to incorporate the Gilford Iron Manufacturing Company :"—

Which was read twice, by unanimous consent: and,

On motion—

*Ordered*, That it be referred to the committee on Incorporations.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred the petition of Ebenezer Larned and others, reported a bill, entitled, "An act to establish a corporation by the name of Hopkinton Academy :"—

Which was read twice, by unanimous consent.

The Senate proceeded, as in committee of the whole, to consider the bill, entitled, "An act to incorporate an Episcopal society in Hopkinton by the name of Saint Andrew's Church ;" and no amendment having been made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*

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FRIDAY, JUNE 15, 1827.

*Met according to adjournment.*

The Senate resumed the consideration of the bill, entitled, "An act in addition to an act, entitled, An act em-



powering school districts to build school houses, and regulating schools:" and,

On motion by Mr. Bartlett—

*Ordered*, That said bill be re-committed to the committee on Schools and Seminaries of Learning.

The bill, entitled, "An act to incorporate an Episcopal society in Hopkinton by the name of Saint Andrew's Church," was read the third time.

*Resolved*, That this bill pass.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

The Senate proceeded, as in committee of the whole, to consider the bill, entitled, "An act to exempt soldiers from a poll-tax in certain cases;" and no amendment having been made, it was reported to the Senate: and,

On motion by Mr. Parker—

*Ordered*, That it lie on the table.

The Senate proceeded, as in committee of the whole, to consider the bill, entitled, "An act to establish a corporation by the name of Hopkinton Academy;" and no amendment having been proposed, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate the Giltford Iron Manufacturing Company," reported the same amended, by striking out the word "fourteen" in the twenty-first line of said bill, and inserting the word "five;" which amendment having been concurred in by the Senate—

The Senate proceeded to consider said bill, as in committee of the whole; and no further amendment having been made, it was reported to the Senate: and,



On motion—

*Ordered*, That it pass to a third reading.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was re-committed the bill, entitled, "An act in addition to an act, entitled, An act empowering school districts to build school houses, and regulating schools," reported said bill, with amendments: and the amendments being concurred in—

The Senate proceeded, as in committee of the whole, to consider said bill; and no further amendments being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Prescott, from the committee appointed to wait on the Secretary, Treasurer, and Commissary-General, and inform them of their election to their respective offices, reported, that the committee had performed the duty assigned to them, and that they had received from those officers the necessary bonds.

On motion by Mr. Weeks—

That the Senate do now adjourn:

It was determined in the negative.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act in addition to an act for cutting a canal from Winnipissiogee lake to Sanbornton bay," reported said bill, without amendment, accompanied by the following resolution:

*Resolved*, That the bill, entitled, "An act in addition to an act for cutting a canal from Winnipissiogee lake to Sanbornton bay," be postponed to the next session of the Legislature: and that the said Jonathan C. Everett, named in said bill, cause notice thereof, and also of the contents of said bill, to be given to all interested, by publishing the



same, together with this resolution, four weeks successively, in the New-Hampshire Patriot and State Gazette, the last publication whereof to be at least four weeks previous to the first Wednesday of June next.

On motion—

*Resolved*, That said resolution pass.

On motion—

*The Senate adjourned to 3 o'clock this afternoon.*

FRIDAY, JUNE 15: 3 o'clock, P.M.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“*Mr. President*:

“The House of Representatives have passed a resolution, making an allowance to Robert Neal: in which they request the concurrence of the Senate.”

And he withdrew.

The resolution last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

*Ordered*, That it be referred to the committee on Claims.

The bill, entitled, “An act in addition to an act, entitled, An act empowering school districts to build school houses, and regulating schools,” was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

The bill, entitled, “An act to incorporate the Gilford Iron Manufacturing Company,” was read the third time.



*Resolved*, That it pass.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

The bill, entitled, "An act to establish a corporation by the name of Hopkinton Academy," was read a third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

Mr. Parsons, from the committee on Banks, to whom was referred a bill, entitled, "An act to incorporate sundry persons by the name of the President, Directors and Company of the Somersworth Bank," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment having been made, it was reported to the Senate: and,

On motion by Mr. Parker—

*Ordered*, That it lie on the table.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Robert Neal, Commissary-General of this State, be allowed two hundred seventy-two dollars and fourteen cents, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment having been made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.



*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Hill, from the committee on Schools and Seminaries of Learning, which was instructed to inquire into the expediency of establishing one or more Literary Institutions, under the patronage and control of this State, reported a bill, entitled, "An act to establish the New-Hampshire University;" which was read twice, by unanimous consent.

On motion by Mr. Weeks—

*Ordered*, That the Clerk procure three hundred printed copies of said bill, for the use of the Senate.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*

*SATURDAY, JUNE 16, 1827.*

*Met according to adjournment.*

On motion by Mr. Bartlett—

The Senate resumed the consideration of the bill, entitled, "An act to establish the New-Hampshire University:" and,

On his motion—

*Ordered*, That it be re-committed to the committee on Schools and Seminaries of Learning, with instructions to fill the blanks in said bill, and to report such amendments as said committee may think proper.

On motion by Mr. Weeks—

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of amending the



Laws relative to the collection of State and County taxes from unincorporated towns.

On motion by Mr. Parker—

*Resolved*, That when the Senate adjourn, it adjourn to three o'clock in the afternoon on Monday next.

Whereupon—

*The Senate adjourned.*

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MONDAY, JUNE 18, 1827.

*Met according to adjournment.*

Mr. Parsons, from the committee on Banks, to whom was referred the bill, entitled, "An act to incorporate sundry persons by the name of the President, Directors and Company of the Lebanon Bank," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On the question, Shall this bill be read a third time?—

It was determined in the negative.

On motion by Mr. Nye—

The bill, entitled, "An act to incorporate sundry persons by the name of the President, Directors and Company of the Somersworth Bank," was taken up, and considered.

On the question, Shall this bill be read a third time?—

It was determined in the negative.

On motion by Mr. Parker—

So much of the report of the committee on Unfinished Business, as relates to a bill, entitled, "An act empowering



school districts to build and repair school houses," was taken up, and considered.

Said bill was read twice, by unanimous consent: and,

On motion—

*Ordered*, That it be referred to the committee on Schools and Seminaries of Learning.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

*" Mr. President :*

" The House of Representatives have passed a bill, entitled, " An act to change the name of the Remsen Manufacturing Company : " a resolution, empowering the Adjutant-General to examine the field-piece belonging to the thirty-ninth regiment, and to repair or exchange the same : a resolution, making an allowance to Amos A. Brewster : a resolution, making an allowance to William Badger : and a resolution, making an allowance to John Bell : in which bill and resolutions, they request the concurrence of the Senate."

And he withdrew.

The bill, and the four resolutions, last received from the House of Representatives, were severally read twice, by unanimous consent: and,

On motion—

*Ordered*, That said bill be referred to the committee on Manufacturing Establishments: the first of said resolutions, to the committee on Military Affairs: and the three last of said resolutions, to the committee on Claims.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

*" Mr. President :*

" The House of Representatives have passed a bill, entitled, " An act in addition to the acts relating to the office



of Coroner:" a bill, entitled, "An act in addition to the acts relative to the preservation of fish in Merrimack river and its tributary streams:" a bill, entitled, "An act to incorporate the Candia Sacred Music Society:" a bill, entitled, "An act to incorporate the Adams Social Library Society:" and a bill, entitled, "An act to incorporate the Pemigewasset Social Library Society in Peeling:" in which they request the concurrence of the Senate."

And he withdrew.

The five bills last received from the House of Representatives, were severally read twice, by unanimous consent: and,

On motion—

*Ordered*, That the two first of said bills be referred to the committee on the Judiciary: the third of said bills, to the committee on Incorporations: and the two last of said bills, to the committee on Schools and Seminaries of Learning.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was re-committed the bill, entitled, "An act to establish the New-Hampshire University," reported said bill, with amendments; which were read.

On the question, to agree to the first of said amendments, viz.

In the 10th line of the preamble, strike out the word "promote"—

It was determined in the affirmative.

On the question, to agree to the second of said amendments, viz.

Fill the blank in the 3d line of the 2d section with the word "thirteen"—

It was determined in the affirmative.



On the question, to agree to the third of said amendments, viz.

Fill the blank in the 11th line of the 2d section with the word 'nine'—

It was determined in the affirmative.

On the question, to agree to the fourth of said amendments, viz.

In the 13th line of the 2d section, strike out the words 'the Governor and Council,' and substitute the words 'joint ballot of the Senate and House of Representatives'—

It was determined in the negative.

On the question, to agree to the fifth of said amendments, viz.

Strike out the proviso at the close of the 2d section, after the word 'corporation'—

It was determined in the affirmative.

On the question, to agree to the sixth of said amendments, viz.

Strike out of section 4th, line 16th, the word 'possessors,' and insert 'persons to whom they are granted'—

It was determined in the affirmative.

On the question, to agree to the seventh of said amendments, viz.

Add to the close of the 6th section, 'the said agent or agents giving to the Governor and Council such bonds for the faithful discharge of his or their duty, as they may require: and the Governor, by advice of Council, is hereby authorized to draw on the Commissioners of the Literary Fund for the sum of fifteen thousand dollars, all or any part of which sum may be expended under the direction of the Trustees appointed as aforesaid'—

It was determined in the affirmative.



On the question, to agree to the eighth of said amendments, viz.

In section 8th, line 11th, after the word 'annually,' add the words 'on or before the second Wednesday of June'—

It was determined in the affirmative.

On the question, to agree to the ninth of said amendments, viz.

In section 8th, line 20th, after the word 'Legislature,' add the words 'by the Governor'—

It was determined in the affirmative.

On the question, to agree to the tenth of said amendments, viz.

In section 12th, 2d line, fill the blank with the word 'seven'—

It was determined in the affirmative.

On motion by Mr. Plumer—

To amend the eleventh of said amendments, viz.

Fill the blank in the 9th line of the 12th section with the word 'ten':

By striking out the word 'ten,' and inserting the word 'five'—

It was determined in the affirmative.

On the question, to agree to said amendment as amended—

It was determined in the affirmative.

On the question, to agree to the twelfth of said amendments, viz.

Fill the blank in the 5th line of the 13th section with the words 'ten thousand'—

It was determined in the affirmative.

On the question, to agree to the thirteenth of said amendments, viz.



Section 14th, line 7th, strike out the words, 'to promote the interests of said institution'—

It was determined in the affirmative.

On the question, to agree to the fourteenth of said amendments, viz.

Section 14th, line 19th, fill the blank with the words 'twenty-one'—

It was determined in the affirmative.

On the question, to agree to the fifteenth of said amendments, viz.

Section 14th, line 23d, strike out the words 'to be appropriated for the exclusive use and benefit of said institution upon'—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendments having been made, it was reported to the Senate: and,

On motion by Mr. Parker—

*Ordered*, That it lie on the table.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*

*TUESDAY, JUNE 19, 1827.*

*Met according to adjournment.*

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom were referred a bill, entitled, "An act empowering school districts to build and repair school houses," a bill, entitled, "An act to incorporate the Adams



Social Library Society," and a bill, entitled, "An act to incorporate the Pemigewasset Social Library Society in Peeling," reported said bills, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill, entitled, "An act empowering school districts to build and repair school houses;" and no amendment having been made, it was reported to the Senate: and,

On motion by Mr. Weeks—

*Ordered*, That it lie on the table.

The Senate proceeded, as in committee of the whole, to consider the bill, entitled, "An act to incorporate the Adams Social Library Society;" and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

The Senate proceeded, as in committee of the whole, to consider the bill, entitled, "An act to incorporate the Pemigewasset Social Library Society in Peeling;" and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Nye, from the committee on Manufacturing Establishments, to whom was referred a bill, entitled, "An act to change the name of the Remsen Manufacturing Company," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendments having been made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.



The bill was accordingly read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Amos A. Brewster be allowed five dollars, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment having been made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Parker, from the same committee, to whom was referred a resolution, that John Bell be allowed seven dollars and seventy-six cents, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment having been made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Parker, from the same committee, to whom was referred a resolution, that William Badger be allowed five dollars and sixty-four cents, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment having been made, it was reported to the Senate: and,

On motion—



*Ordered*, That it pass to a third reading.

Mr. Weeks, from the committee on Military Affairs, to whom was referred a resolution, that the Adjutant-General be instructed to examine the field-piece belonging to the thirty-ninth regiment, and (if he deem it necessary) to repair or dispose of the same, and procure a new one for said regiment, as may be most advantageous for the interest of the State, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate the Candia Sacred Music Society," reported the same, without amendment.

On motion by Mr. Bartlett—

*Ordered*, That said bill be indefinitely postponed.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act in addition to the acts relative to the preservation of fish in Merrimack river and its tributary streams," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendments having been made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act in addition to



the acts relating to the office of Coroner," reported the same, with an amendment, viz.

Add to the end of said bill the following words:

"Which expenses may be recovered by said town, of the town where such stranger had his settlement, in the same way and manner as claims for money expended by one town for the support of paupers belonging to another town are now by law recovered."

The amendment was read: and,

On motion by Mr. Parker—

*Ordered*, That said bill and said amendment be re-committed to the committee on the Judiciary.

On motion by Mr. Nye—

*Resolved*, That the committee on Schools and Seminaries of Learning be instructed to inquire into the expediency of altering or amending the act passed December 22, 1808, entitled, "An act for the better regulation of schools, and for repealing certain laws now in force respecting the same."

On motion—

*The Senate adjourned to 3 o'clock this afternoon.*

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TUESDAY, JUNE 18: 3 o'clock, P. M.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President:*

"The House of Representatives have passed a resolution, that the joint committee, appointed to wait on the Rev. Mr. Williams, and present to him the thanks of the Legis-



lature for his Discourse delivered before both branches of the Legislature, be instructed to inquire what sum shall be allowed him as a compensation therefor: in which they request the concurrence of the Senate."

And he withdrew.

On motion—

*Resolved*, That the Senate do concur in the passage of the resolution last received from the House of Representatives.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Chandler presented the petition of the town of Bedford, for an act authorizing them to call a proprietors meeting.

The petition was read: and,

On motion—

*Ordered*, That it be referred to the committee on the Judiciary.

The bill, entitled, "An act to incorporate the Adams Social Library Society," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate the Pemigewasset Social Library Society in Peeling," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution relative to the field-piece belonging to the 39th regiment, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.



The resolution, making an allowance to Amos A. Brewster, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution, making an allowance to John Bell, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution, making an allowance to William Badger, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The Senate resumed the consideration of the bill, entitled, "An act in addition to the acts relative to the preservation of fish in Merrimack river and its tributary streams:" and,

On motion by Mr. Plumer--

*Ordered*, That it be re-committed to the committee on the Judiciary.

Mr. Plumer, from the committee on the Judiciary, to whom was re-committed the bill, entitled, "An act in addition to the acts relative to the preservation of fish in Merrimack river and its tributary streams," reported the same, with the following amendment, viz.

Add to the end of the 2d section, the following proviso:

"Provided, however, that nothing in this act contained, shall be construed to affect any action or right of action to recover any penalty heretofore incurred under the provisions of the act herein above referred to."



On the question to agree to said amendment—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

On motion by Mr. Parker—

The bill, entitled, “An act to establish the New-Hampshire University,” was taken up, and considered.

Mr. Plumer submitted a motion, to amend said bill, by striking out, after the word ‘that,’ in the 1st line of the 13th section, the following words, viz.

‘the real and personal estate belonging to said corporation, the annual value or income of which not exceeding five thousand dollars:’

And inserting the words,

‘all the personal estate belonging to said corporation, and their real estate situated in the town where said institution may be located, of an annual value or income not exceeding one thousand dollars.’

On his motion—

*Ordered*, That said bill and said amendment lie on the table.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*

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WEDNESDAY, JUNE 20, 1827.

Met according to adjournment.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act to incorporate the Pemigewasset Social Library in Peeling"—

A bill, entitled, "An act to change the name of the Remsen Manufacturing Company"—

A bill, entitled, "An act to incorporate the Adams Social Library Society"—

A resolution, empowering the Adjutant-General to examine the field-piece belonging to the 39th regiment—

A resolution, allowing Amos A. Brewster \$5:00—

A resolution, allowing William Badger \$5:64—

A resolution, allowing John Bell \$7:76—

And a resolution, allowing Robert Neal \$272:14.

The bill, entitled, "An act in addition to the acts relative to the preservation of fish in Merrimack river and its tributary streams," was read the third time.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk notify the House of Representatives accordingly, and request their concurrence in said amendment.

Mr. Plumer, from the committee on the Judiciary, to whom was re-committed the bill, entitled, "An act in addition to the acts relating to the office of Coroner," reported the same, with an amendment, viz.

Strike out the following, it being the whole of said bill after the words 'Superior Court,' viz.

'Provided said Coroner, who makes return of such inquest, shall certify under oath, that the person so found dead was a stranger not belonging to this State, according to the best of his knowledge and belief: and in case it should appear, before the return of the inquest, that the person so found dead had his settlement in some town in this State, the expenses so incurred shall be paid to such Coroner by the town in which said dead body was found.'

On motion by Mr. Plumer—

Ordered, That the bill, and said amendment, lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President* :

" The Speaker of the House of Representatives having signed the three bills and five resolutions last reported to have been engrossed, I am directed to bring them to the Senate for the signature of their President."

And he withdrew.

The President signed the three bills and five resolutions last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

On motion by Mr. Plumer—

The bill, entitled, " An act in addition to the acts relating to the office of Coroner," with the amendment thereto, reported by the committee, were taken up, and considered,

On the question, to concur in said amendment—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate : and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The bill was accordingly read a third time.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk notify the House of Representatives accordingly, and request their concurrence in said amendment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives concur in the amendment proposed by the Senate to the bill, entitled, “ An act in addition to the acts relative to the preservation of fish in Merrimack river and its tributary streams.”

And he withdrew.

Mr. Hill, from the committee on Engrossed Bills, reported, that the three bills, and five resolutions, last signed by the President of the Senate, had been laid before the Governor.

On motion by Mr. Bartlett—

The bill, entitled, “ An act to establish the New-Hampshire University,” and the amendment thereto submitted by Mr. Plumer, were taken up, and considered.

Mr. Bartlett made a motion, to amend said amendment, by striking out the whole of said amendment after the word “ corporation,” and inserting the following, viz.

“ And all the lands and buildings occupied for the purposes of said institution, situated in the town where said institution may be located : provided said lands shall not exceed one hundred and fifty acres.”

Which amendment was received by Mr. Plumer as a modification of the amendment by him submitted yesterday.

On the question, to agree to said amendment—

It was determined in the affirmative: and,

On motion—

Ordered, That it pass to a third reading.

On motion by Mr. Parker—

The bill, entitled, “ An act to exempt soldiers from a poll-tax in certain cases,” was taken up, and considered.

On motion by Mr. Plumer—

To amend said bill, by striking out the words "uniformed and" in the 7th line, "uniformed" in the 16th line, and the words "uniformed and" in the 22d line—

It was determined in the affirmative.

On motion by Mr. Bartlett—

Further to amend said bill, by striking out after the word "State" in the 7th line, the following words, viz.

"who shall be equipped according to law, and who have performed their military duty during the year preceding a return hereafter mentioned, in a soldier-like manner"—

It was determined in the affirmative.

On motion by Mr. Bartlett—

Ordered, That said bill be re-committed to the committee on Military Affairs.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President :*

"The House of Representatives have passed a resolution, making an allowance to Benjamin Keniston : in which they request the concurrence of the Senate."

And he withdrew.

The resolution last received from the House of Representatives, was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on Claims.

Mr. Chandler, from the committee on Claims, to whom was referred a resolution, that Benjamin Keniston have and receive the sum of thirty-seven dollars, for seventy miles travel and fifteen days attendance as a member of the House of Representatives, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to

consider said resolution; and no amendment having been made, it was reported to the Senate: and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was accordingly read a third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Prescott—

So much of the report of the committee on Unfinished Business, as relates to the bill, entitled, “An act to regulate the inspection of butter and hogs’ lard intended to be exported from this State,” was taken up, and considered.

Said bill was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on the Judiciary.

Mr. Plumer gave notice, that to-morrow he shall ask leave to introduce a bill, entitled, “An act to incorporate the Candia Sacred Music Society.”

On motion—

The Senate adjourned to 3 o'clock this afternoon.

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WEDNESDAY, JUNE 20: 3 o'clock, P. M.

*Met according to adjournment.*

The bill, entitled, “An act to establish the New-Hampshire University,” was read a third time.

On motion by Mr. Nye—

That said bill be postponed to the next session of the General Court—



It was determined in the negative.

Yeas, 4—Nays, 8.

The yeas and nays being required by Mr. Chandler :

Those who voted in the affirmative are,

Mr. Plumer

Mr. Bartlett

Mr. Bowers

Mr. Nye.

Those who voted in the negative are,

Mr. Parsons

Mr. Chandler

Mr. Hill

Mr. Prescott

Mr. Harvey

Mr. Parker

Mr. Minot

Mr. Weeks.

On the question, " Shall this bill pass ?"

It was determined in the affirmative.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President* :

" The House of Representatives concur in the amendment of the Senate to the bill, entitled, " An act in addition to the acts relating to the office of Coroner."

" They have also passed a resolution, relinquishing to Joseph Dorion and others, heirs at law of Nicholas Dorion, deceased, the right of the State to an Escheat in Haverhill, in the county of Grafton : in which they request the concurrence of the Senate."

And he withdrew.

The resolution last received from the House of Representatives, was read twice, by unanimous consent : and,



On motion—

*Ordered*, That it be referred to the committee on the Judiciary.

Mr. Hill, from the committee on Engrossed Bills, reported, that the committee had examined and found duly engrossed—

A bill, entitled, “An act in addition to the acts relating to the office of Coroner.”—

A bill, entitled, “An act in addition to the acts relating to the preservation of fish in Merrimack river and its tributary streams”—and,

A resolution, making an allowance to Benjamin Keniston.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“*Mr. President :*

The Speaker of the House of Representatives having signed the two bills, and the resolution, last reported by the committee on Engrossed Bills to have been duly examined and engrossed, I am directed to bring them to the Senate for the signature of their President.”

And he withdrew.

The President signed the two bills, and the resolution, last presented for his signature, and they were delivered to the committee on Engrossed Bills to be laid before the Governor.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“*Mr. President :*

“The House of Representatives concur with the Senate, in the passage of a bill, entitled “An act to incorporate an Episcopal Society in Hopkinton by the name of Saint Andrew’s Church.”



"They have also passed a bill, entitled, "An act to incorporate Benjamin Abbot and others by the name of the Mill and Water Power Company : " a bill, entitled, " An act to incorporate Bible Lodge, No. 27, in Goffstown : " a bill, entitled, " An act to incorporate certain persons by the name of Harmony Lodge, No. 38, in the town of Hillsborough : " a bill, entitled, " An act to incorporate the proprietors of the Acworth Union Library : " and a bill, entitled, " An act to incorporate the Goffstown Union Library : " in which they request the concurrence of the Senate."

And he withdrew.

The five bills last received from the House of Representatives, were severally read twice, by unanimous consent : and,

On motion—

*Ordered*, That the first of said bills be referred to the committee on Manufacturing Establishments : the second and third of said bills, to the committee on Incorporations : and the two last of said bills, to the committee on Schools and Seminaries of Learning.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*

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THURSDAY, JUNE 21, 1827.

Met according to adjournment.

Mr. Parker, from the committee on Engrossed Bills, reported, that the two bills, and the resolution, last signed by the President of the Senate, had been laid before the Governor.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a resolution, relinquishing to Joseph Dorion and others, heirs at law of Nicholas Dorion, deceased, the right of the State to an Escheat in Haverhill, in the county of Grafton, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred the bill, entitled, " An act to incorporate the Goffstown Union Library," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill ; and no amendment being made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a bill, entitled, " An act to incorporate the proprietors of the Acworth Union Library," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill ; and no amendment having been made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, " An act to regulate the inspection of butter and hogs' lard intended to be exported from this State," reported the same, without amendment.

On motion by Mr. Plumer—

Ordered, That it lie on the table.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate certain persons by the name of Harmony Lodge, No. 38, in the town of Hillsborough," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Bartlett, from the same committee, to whom was referred the bill, entitled, "An act to incorporate Bible Lodge, No. 27, in Goffstown," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment having been made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Nye, from the committee on Manufacturing Establishments, to whom was referred a bill, entitled, "An act to incorporate Benjamin Abbot and others, by the name of the Mill and Water Power Company," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment having been made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

On motion by Mr. Hill—

The bill, entitled, "An act empowering school districts to build and repair school houses," was taken up, and considered, as in committee of the whole; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

On motion by Mr. Bartlett—

Resolved, That the committee on Schools and Seminaries of Learning be instructed to inquire into the expediency of appointing a committee, to report, at the next session of the Legislature, a revision and amendment of the laws in relation to common schools.

Agreeably to notice given, Mr. Plumer asked and obtained leave to introduce a bill, entitled, "An act to incorporate the Candia Sacred Music Society," which was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on Incorporations.

On motion—

The Senate adjourned to 3 o'clock this afternoon.

THURSDAY, JUNE 21: 3 o'clock, P. M.

Met according to adjournment.

The bill, entitled, "An act to incorporate certain persons by the name of Harmony Lodge, No. 38, in the town of Hillsborough," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate the Proprietors of the Acworth Union Library," was read the third time.

Resolved, That it pass.

Ordered, that the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate certain persons by the name of the Goffstown Union Library," was read the third time.

Resolved, that it pass.

Ordered, that the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate Bible Lodge, No. 27, in Goffstown," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate Benjamin Abbot and others, by the name of the Mill and Water Power Company," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The resolution, relinquishing to Joseph Dorion and others, heirs at law of Nicholas Dorion, deceased, the right of the State to an Escheat in Haverhill, in the County of Grafton was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act empowering school districts

to build and repair school houses," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President* :

" The House of Representatives have passed a resolution, appointing Messrs. Flanders of Alton, Keyes, Ingalls, Porter of Sutton, and Fellows, with such as the Senate may join, a committee to report at what time the present session of the Legislature may close."

And he withdrew.

On motion—

Resolved, That the Senate do concur in the appointment of a joint committee, agreeably to the resolution last received from the House of Representatives: and,

Ordered, That Mr. Minot be the committee on the part of the Senate.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President* :

" The House of Representatives have passed a bill, entitled, "An act to regulate the perambulation of the lines between towns:" a bill, entitled, "An act directing the mode in which process shall be served upon towns and certain other corporations, and in which executions against towns shall be levied, and for other purposes:" A bill, entitled, "An act to incorporate the United Fraternity:" a bill, entitled, "An act to incorporate the Lancaster Corner Aqueduct Company:" a bill, entitled, "An

act to incorporate the Trustees of the First Methodist episcopal Meeting-house in Sandwich:" and a resolution, granting one of Carrigain's Maps to the town of Mainesborough:" in which bills, and resolution, they request the concurrence of the Senate."

And he withdrew.

The five bills, and the resolution, last received from the House of Representatives, were severally read twice, by unanimous consent: and,

On motion—

Ordered, That the two first of said bills, and said resolution, be referred to the committee on the Judiciary: the third of said bills, to the committee on Schools and Seminaries of Learning: and the two last of said bills, to the committee on Incorporations.

On motion by Mr. Parker—

Resolved, That the committee on the Judiciary be instructed to inquire into the expediency of amending or repealing the law, approved July 7, 1826, entitled, "An act in addition to an act, entitled, An act establishing an equitable method of making taxes, and for ascertaining the powers of select men, passed February 8, 1791:" that said committee also inquire into the expediency of altering the time for taking the invoice in the several towns in this State.

Mr. Plumer, from the committee on the Judiciary, to whom was referred the petition of the town of Bedford, reported a bill, entitled, "An act relating to proprietary matters," which was read twice, by unanimous consent.

On motion—

The Senate adjourned to 9 o'clock to-morrow morning.

FRIDAY, JUNE 22, 1827.

Met according to adjournment.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed, a bill, entitled, "An act to incorporate certain persons by the name of Harmony Lodge, No. 38, in the town of Hillsborough:" a bill, entitled, "An act to incorporate the proprietors of the Acworth Union Library:" a bill, entitled, "An act to incorporate Bible Lodge No. 27, in Goffstown:" a bill, entitled, "An act to incorporate, Goffstown Union Library:" a bill, entitled, "An act to incorporate an Episcopal Society in Hopkinton, by the name of Saint Andrew's Church:" a bill, entitled, "An act to incorporate Benjamin Abbot and others, by the name of the Exeter Mill and Water Power Company:" and a resolution in favor of Joseph Dorion and others.

Mr. Weeks, from the committee on Military Affairs, to whom was committed a bill, entitled, "An act to exempt soldiers from a poll-tax in certain cases," reported the same, without amendment: and no further amendment being made;

On the question, "Shall this bill pass to a third reading?"—

It was determined in the affirmative.

Yeas, 8—Nays, 4.

The yeas and nays being required by Mr. Weeks—

Those who voted in the affirmative are,

Mr. Plumer
Mr. Chandler
Mr. Hill
Mr. Prescott
Mr. Bowers
Mr. Harvey
Mr. Nye
Mr. Weeks

Those who voted in the negative are,

Mr. Parsons
Mr. Bartlett
Mr. Parker
Mr. Minot

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" Mr. President :

"The Speaker of the House of Representatives having signed the six bills, and the resolution, last reported by the committee on Engrossed Bills to have been duly engrossed, I am directed to bring them to the Senate for the signature of their President."

And he withdrew.

The President signed the six bills, and the resolution, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

Mr. Hill, from the committee on Engrossed Bills, reported, that the six bills, and the resolution, last signed by the President of the Senate, had been laid before the Governor.

Mr. Plumer, from the committee on the Judiciary, to whom was referred the bill, entitled, "An act to regulate the perambulation of the lines between towns," reported the same without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment having been made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a bill, entitled, "An

act to incorporate the United Fraternity," reported the same, with the following amendment, viz.

In section 4th, strike out, after the word "that," in the 1st line, all the residue of the section; and insert the following:

"Any existing member of said Society, who does not elect to become a member of said corporation, shall not, by this act, be deprived of any of the rights, privileges, or immunities, belonging or appertaining to him, as such member of said Society; but shall have full power and authority to vote in all questions relating to the disposition of the Library and property of said Society, in the same way and manner as though this act had not passed."

On the question, to concur in said amendment—

It was determined in the affirmative.

On motion by Mr. Parker—

Further to amend said bill, by inserting, after the word "College," in the 12th line of the 2d section, the words, "or in such other place as the Society may elect"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendments having been made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"Mr. President:

"I am directed to bring to the Senate, the report of a committee, appointed by a resolution of the Legislature, June 30, 1826, to revise the laws of this State relating to towns and town officers."

And he withdrew.

The report last brought from the House of Representatives was read : and,

On motion by Mr. Bartlett—

Ordered, That it lie on the table.

Mr. Nye gave notice, that to-morrow he shall ask leave to bring in a bill to exempt pews, in certain cases, from attachment and execution, except for taxes assessed by the parish.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act directing the mode in which process shall be served upon towns and certain other corporations, and in which executions against towns shall be levied, and for other purposes," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendments having been made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a resolution, that the town of Mainesborough be furnished, at the expense of the State, with one of Carrigain's Maps, and that the Treasurer be and hereby is directed to procure and deliver the same to the Representative from Shelburne, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment having been made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives have passed a resolution, that the towns of Shelburne, Shelburne Addition, Success, and Mainesborough, be authorized to send a Representative to the General Court; and that the towns of Randolph, Jefferson, Kilkenny, Bretton Woods, and Nash and Sawyer’s Location, in the County of Coos, be authorized to send a Representative to the General Court; in which they request the concurrence of the Senate.”

And he withdrew.

The resolution last received from the House of Representatives, was read twice, by unanimous consent : and,

On motion—

Ordered, That it be referred to the committee on Elections.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, “ An act to incorporate the Lancaster Corner Aqueduct Company,” reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendments being made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

The Senate proceeded, as in committee of the whole, to consider the bill, entitled, “ An act relating to proprietary Records; and no amendment being made, it was reported to the Senate : and,

On motion by Mr. Chandler—

Ordered, That it lie on the table.

On motion—

The Senate adjourned to 3 o’clock this afternoon.

FRIDAY, JUNE 22: 3 o'clock, P. M.

Met according to adjournment.

On motion by Mr. Chandler—

The bill, entitled, "An act relating to proprietary Records," was taken up, and considered : and,

On his motion—

The bill was committed to the committee on the Judiciary.

Mr. Minot, from the committee appointed to report at what time the present session of the Legislature may adjourn, reported, that in their opinion the Legislature may adjourn on Friday next.

On motion by Mr. Parsons—

Ordered, That said report lie on the table.

The bill, entitled, "An act to regulate the perambulation of the lines between towns," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act directing the mode in which process shall be served upon towns and certain other corporations, and in which executions against towns shall be levied, and for other purposes," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate the United Fraternity," was read the third time.

Resolved, That it pass, with amendments.

Ordered, That the Clerk request the concurrence of the House of Representatives in said amendments.

The resolution, granting to the town of Mainesborough one of Carrigain's Maps, was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate the Lancaster Corner Aqueduct Company," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to exempt soldiers from a poll-tax in certain cases," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly, and request their concurrence therein.

Mr. Plumer, from the committee on the Judiciary, to whom was committed the bill, entitled, "An act relating to proprietary records," reported the same, with sundry amendments, viz.

Section 1, line 8, strike out the word "either."

Section 1, line 8, insert after the words "town clerk of," the words "some one of."

Section 1, line 8, strike out the words "first incorporated."

Section 1, line 9, strike out the words "or in the office of the Secretary of State."

Section 2, line 2, strike out the words "or of the Secretary of State."

Section 2, line 3, strike out the words "or Secretary, as the case may be."

Which amendments were agreed to by the Senate.

The Senate proceeded, as in committee of the whole, to

consider said bill ; and no further amendments being made, it was reported to the Senatè : and,

On motion—

Ordered, That it pass to a third reading.

Mr. Chandler, from the committee on Elections, to whom was referred a resolution; that the towns of Shelburne, Shelburne Addition, Success, and Mainesborough, be and they hereby are classed for the purpose of electing a Representative to the General Court until the Legislature shall otherwise order, and that the towns of Randolph, Jefferson, Kilkenny, Bretton Woods, and Nash & Sawyer's Location, in the county of Coos, be and they hereby are classed for the purpose of electing a Representative, and that the inhabitants of said towns are hereby authorized to elect and send a Representative to the General Court until the Legislature shall otherwise order, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives have passed a bill, entitled, “ An act regulating towns and town officers :” a bill, entitled, “ An act authorizing the President, Directors and Company of the Cheshire Bank, to reduce the capital of said Bank :” and a bill, entitled, “ An act to alter the time of holding the annual meeting of the Alton Social Library :” in which they request the concurrence of the Senate.”

And he withdrew.

The three bills last received from the House of Representatives were severally read twice, by unanimous consent : and,

On motion—

Ordered, That the first of said bills be referred to the committee on the Judiciary : the second of said bills, to the committee on Banking Institutions : and the last of said bills, to the committee on Schools and Seminaries of Learning.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives concur in the bill, entitled, “ An act to establish a corporation by the name of Hopkinton Academy.”

“ They have also passed a bill, entitled, “ An act empowering religious associations to assume and exercise corporate powers :” and a bill, entitled, “ An act to incorporate certain persons by the name of the Loudon Sacred Music Society :” in which they request the concurrence of the Senate.”

And he withdrew.

The two bills last received from the House of Representatives were severally read twice, by unanimous consent : and,

On motion—

Ordered, That the first of said bills be referred to the committee on the Judiciary : and the last of said bills to the committee on Incorporations.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives concur with the Sen-

ate, in the passage of a bill, entitled, "An act to incorporate sundry persons by the name of Gilford Iron Manufacturing Company," with an amendment: in which they request the concurrence of the Senate.

"They have also passed a bill, entitled, "An act to incorporate Nathaniel Gilman and others by the name of the Exeter Manufacturing Company:" and a bill, entitled, "An act relating to the election of Governor, Counsellors, Senators, and Representatives:" in which they request the concurrence of the Senate."

And he withdrew.

On motion by Mr. Prescott—

Ordered, That the bill, entitled, "An act to incorporate sundry persons by the name of Gilford Iron Manufacturing Company," together with the amendment proposed thereto by the House of Representatives, lie on the table.

The two bills last received from the House of Representatives, for concurrence, were severally read twice, by unanimous consent: and,

On motion—

Ordered, That the first of said bills be referred to the committee on Manufacturing Establishments: and the second of said bills, to the committee on the Judiciary.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President* :

"The House of Representatives have passed a bill, entitled, "An act to incorporate the proprietors of the Congregational Meeting-house in Northwood:" a bill, entitled, "An act to establish a corporation by the name of the Page Sabbath School Corporation in Haverhill:" a bill, entitled, "An act more effectually to secure to the citizens of this State their rights of suffrage:" a resolution, rela-

tive to the bond of Isaac Smith : and a resolution, granting to Daniel Pinkham further time to complete the road from Adams to Randolph : in which they request the concurrence of the Senate."

And he withdrew.

The three bills, and two resolutions, last received from the House of Representatives, were severally read twice, by unanimous consent : and,

On motion—

Ordered, That the first of said bills, and said resolutions, be referred to the committee on Incorporations : the second of said bills, to the committee on Schools and Seminaries of Learning : and the third of said bills, to the committee on the Judiciary.

On motion—

The Senate adjourned to 9 o'clock to-morrow morning.

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*SATURDAY, JUNE 23, 1827.*

*Met according to adjournment.*

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed, a bill, entitled, " An act to regulate the perambulation of the lines between towns."

Agreeably to notice given, Mr. Nye asked and obtained leave to bring in a bill, entitled, " An act to exempt pews, in certain cases, from attachment and execution, except for taxes assessed by the parish ;" which was read twice, by unanimous consent : and,

On motion—

*Ordered*, That it be referred to the committee on the Judiciary.



Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a bill, entitled, "An act to alter the time of holding the annual meeting of the Alton Social Library," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a bill, entitled, "An act to establish a corporation by the name of the Page Sabbath School Corporation in Haverhill," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act more effectually to secure to the citizens of this State their rights of suffrage," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Plumer—

To strike out the 17th section of said bill, as follows—

"*And be it further enacted*, That it shall be the duty of the Clerk of every town and place, at the opening of every meeting, when and where any of the foregoing officers are to be voted for, and before the business of such meeting is



entered upon, to read this act, or cause it to be read, in said meeting"—

It was determined in the negative.

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The bill was accordingly read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act regulating towns and the choice of town officers," reported the same, with amendments.

On the question, to agree to the first of said amendments, viz.

Section 6, line 4, after the word "Moderator," insert the words, "which vote shall have been taken in any other way than by ballot"—

It was determined in the affirmative.

On the question, to agree to the second of said amendments, viz.

Section 6, lines 7 and 8, strike out the words, "or in such way as a majority of the votes may determine"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Bartlett, from the committee on Incorporations, to whom was referred the bill, entitled, "An act to incorporate the Trustees of the First Methodist Episcopal Meet-



ing-house in Sandwich," reported the same, with an amendment, as follows :

In the 16th line of section 1, strike out the word " and," and insert, " to be held by said corporation as Trustees, and for the sole use and benefit of those who are or may be interested therein ; and said corporation are"—

On the question, to agree to said amendment—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, " An act to incorporate the proprietors of the Congregational Meeting-house in Northwood," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill ; and no amendment having been made, it was reported to the Senate : and,

On motion—

*Ordered*, That it pass to a third reading.

The bill, entitled, " An act relating to proprietary Records," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

The resolution, that the towns of Shelburne, Shelburne Addition, Success, and Mainesborough, be authorised to send a Representative to the General Court, and that the towns of Randolph, Jefferson, Kilkenny, Brettonwoods, and Nash and Sawyer's Location, in the County of Coos,



be authorised to send a Representative to the General Court, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer presented the petition of Edward Smith and others, praying to be incorporated into a company, for erecting and building a bridge across a branch of the Piscataqua River, at a place called Furber's Ferry.

The reading of said petition was, on motion, dispensed with; and,

On motion—

*Ordered*, That it be referred to the committee on Incorporations.

Mr. Nye, from the committee on Manufacturing Establishments, to whom was referred a bill, entitled, "An act to incorporate Nathaniel Gilman and others, by the name of the Exeter Manufacturing Company," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Parsons, from the committee on Banks, to whom was referred the bill, entitled, "An act authorising the President, Directors and Company, of the Cheshire Bank, to reduce the Capital of said Bank," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate: and,

On motion—



*Ordered*, That it pass to a third reading.

On motion by Mr. Prescott—

The bill, entitled, "An act to incorporate sundry persons by the name of Gilford Iron Manufacturing Company," together with the amendment thereto, proposed by the House of Representatives, were taken up, and considered: and,

On motion by Mr. Prescott—

To amend the amendment proposed by the House of Representatives, viz.

Strike out, after the words "forty thousand dollars," in the 3d line of the 2d section, the words,

"twenty thousand dollars of which sum shall be and remain exempt from all taxation for the term of five years next after the passage of this act,"

By inserting after the words "forty thousand dollars," the words,

"the personal estate of said corporation, not exceeding ten thousand dollars, shall be and remain exempt from taxation for the term of five years next after the passing of this act"—

It was determined in the affirmative.

On the question, to agree to the said amendment of the House of Representatives, as amended—

It was determined in the affirmative.

*Ordered*, That the Clerk request the concurrence of the House of Representatives in the amendment to their amendment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk

"*Mr. President* :

"The House of Representatives have passed a bill, entitled, "An act to incorporate the Cocheco Manufacturing



Company," in which they request the concurrence of the Senate."

And he withdrew.

The bill last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

*Ordered*, That it be referred to the committee on Manufacturing Establishments.

Mr. Parsons, from the committee on Incorporations, to whom was referred a resolution, that a further term of three years, from the 16th day of June, A. D. 1827, be allowed Daniel Pinkham, to complete the road from Adams to Randolph, in the County of Coos, agreeably to the conditions, and subject to the provisions and limitations, of a resolution of the General Court, passed June 16, 1824, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was accordingly read a third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parsons, from the committee on Incorporations, to whom was referred a resolution, that the Treasurer of this State be directed to give up to Isaac Smith, a bond executed by said Smith and others, dated July 4, 1826, in the penal sum of five thousand dollars, conditioned for the faithful application, by said Smith, of the appropriation of two thousand five hundred dollars, made by vir-



tue of a resolve passed July 3, 1826, for the purpose of repairing the road through the Franconia Notch, in the town of Lincoln; provided that said Smith shall first procure, and file in the Treasurer's office, a bond, executed by William McDermet, Winthrop Bagley, and Samuel Emerson, running to the State of New-Hampshire, in the penal sum of thirteen hundred dollars, conditioned for keeping said road in good repair at all times, for the term of eighteen years from the twentieth day of October, 1826, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was accordingly read a third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Chandler—

*Resolved*, That when the Senate adjourns, it adjourn to three o'clock in the afternoon on Monday next.

On motion—

*The Senate adjourned.*

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MONDAY, JUNE 25, 1827.

*Met according to adjournment.*

Mr. Parsons, from the joint committee appointed to wait on the Rev. Mr. Williams, and present to him the thanks of the Legislature for his discourse delivered be-



fore the Governor and Council, and both branches of the Legislature, and request of him a copy for the press, reported, that they had attended to the duty assigned to them, and had received from Mr. Williams a copy of said discourse.

Mr. Parsons, from the same committee, which was instructed to inquire what compensation should be allowed to the Rev. Mr. Williams for preaching said discourse, reported, that the committee had agreed to report a resolution allowing him the sum of twenty dollars.

The bill, entitled, "An act authorising the President, Directors and Company of the Cheshire Bank, to reduce the Capital of said Bank," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate Nathaniel Gilman and others by the name of the Exeter Manufacturing Company," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate the proprietors of the Congregational Meeting-house in Northwood," was read the third time.

*Resolved*, that it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to establish a corporation by the name of the Page Sabbath School Corporation in Haverhill," was read the third time.

*Resolved*, That it pass.



*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act regulating towns and the choice of town officers," was read the third time: and,

On motion by Mr. Parsons—

*Ordered*, That it lie on the table.

The bill, entitled, "An act to alter the times of holding the annual meeting of the Alton Social Library," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate the Trustees of the First Methodist Episcopal Meeting-house in Sandwich," was read the third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives in said amendment.

Mr. Plumer, from the committee on the Judiciary, to whom was referred the bill, entitled, "An act to exempt pews, in certain cases, from attachment and execution, except for taxes assessed by the parish," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was *reported* to the Senate: and,

On motion by Mr. Minot—

*Ordered*, That it lie on the table.

On motion by Mr. Minot—

The Senate resumed the consideration of said bill: and,

On motion by Mr. Plumer—

To amend the same by adding to the end thereof, the words,



“provided, that nothing herein contained shall be construed to affect any action now depending in any Court of Law in this State”—

It was determined in the affirmative.

On motion—

*Ordered*, That it pass to a third reading.

Mr. Nye, from the committee on Manufacturing Establishments, to whom was referred a bill, entitled, “An act to incorporate the Cocheco Manufacturing Company,” reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate.

Mr. Chandler submitted a motion, to amend said bill, by striking out the word “fifteen,” in the 14th and 15th lines of the 2d section, and inserting the word “five.”

On motion by Mr. Bartlett—

*Ordered*, That the bill, with said amendment, lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“*Mr. President* :

“The House of Representatives have rejected a bill, which originated in the Senate, entitled, “An act to establish the New-Hampshire University.”

And he withdrew.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“*Mr. President* :

“The House of Representatives have passed a bill, entitled, “An act to provide for the maintenance of bastard



children:" and a bill, entitled, "An act regulating the selection and services of grand and petit jurors:" in which they request the concurrence of the Senate."

And he withdrew.

The two bills last received from the House of Representatives were severally read twice, by unanimous consent: and,

On motion—

*Ordered*, That said bills be referred to the committee on the Judiciary.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed,

A bill, entitled, "An act to regulate the perambulation of the lines between towns:"

A bill, entitled, "An act to incorporate Nathaniel Gilman and others by the name of the Exeter Manufacturing Company:"

A bill, entitled, "An act to alter the time of holding the annual meeting of the Alton Social Library:"

A bill, entitled, "An act more effectually to secure to the citizens of this State their rights of suffrage:"

A bill, entitled, "An act to establish a Corporation by the name of Hopkinton Academy:"

A bill, entitled, "An act directing the mode in which process shall be served upon towns and certain other corporations, and in which executions against towns shall be levied, and for other purposes:"

A bill, entitled, "An act to incorporate the Lancaster Corner Aqueduct Company:"

A resolution, relative to the bond of Isaac Smith:

A resolution, granting to Daniel Pinkham a further time to complete the road from Adams to Randolph:



A resolution, granting to the town of Mainesborough, one of Carrigain's Maps: and,

A resolution, that the towns of Shelburne, Shelburne Addition, Success, and Mainesborough, be authorised to send a Representative to the General Court, and the towns of Randolph, Jefferson, Kilkenny, Brettonwoods, and Nash and Sawyer's Location, in the County of Coos, be authorised to send a Representative to the General Court.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

*"Mr. President :*

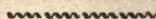
*"The Speaker of the House of Representatives having signed the seven bills, and four resolutions, last reported by the committee on Engrossed Bills to have been duly engrossed, I am directed to bring them to the Senate for the signature of their President."*

And he withdrew.

The President signed the seven bills, and four resolutions, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*



TUESDAY, JUNE 26, 1827.

*Met according to adjournment.*

On motion by Mr. Parsons—

The bill, entitled, "An act regulating towns and the choice of town officers," was taken up, and considered.



On motion by Mr. Parsons—

To amend said bill, by adding to the end of the 6th section, the following, viz :

“ And if said Constable shall refuse to obey such order, he shall forfeit and pay a sum not less than three dollars nor more than twenty dollars, to be recovered in an action of debt before any Court competent to try the same, one half of which sum shall be for the use and benefit of the person suing for the same, and the other half for the use and benefit of the town where said offence is committed”—

It was determined, unanimously, in the affirmative.

On motion by Mr. Parker—

*Ordered*, That it lie on the table.

Mr. Hill, from the committee on Engrossed Bills, reported, that the seven bills, and the four resolutions, last signed by the President of the Senate, had been laid before the Governor.

On motion by Mr. Bartlett—

The bill, entitled, “An act to incorporate the Cocheco Manufacturing Company,” with the amendment to said bill submitted by Mr. Chandler, were taken up, and considered.

Mr. Chandler having withdrawn his motion to amend, it was,

On motion—

*Ordered*, That said bill pass to a third reading.

The bill, entitled, “An act to exempt pews, in certain cases, from attachment and execution, except for taxes assessed by the parish,” was read the third time.

*Resolved*, That it pass.



*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives have passed a bill, entitled, “ An act to vest in Horace Metcalf and Richard Kimball, the exclusive privilege of keeping a ferry over a certain part of Connecticut river : ” a resolution, making an allowance to the Rev. Nathaniel W. Williams : and a resolution, making an allowance to Moses L. Neal : in which bill and resolutions they request the concurrence of the Senate.”*

And he withdrew.

The bill, and the two resolutions, last received from the House of Representatives, were severally read twice, by unanimous consent: and,

On motion—

*Ordered*, That said bill be referred to the committee on Incorporations; and said resolutions, to the committee on Claims.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives agree to the amendment proposed by the Senate, to the bill, entitled, “ An act to incorporate the Trustees of the First Methodist Episcopal Meeting-house in Sandwich.”*

And he withdrew.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, “ An act to provide for



the maintenance of bastard children," reported the same, with an amendment.

On the question, to concur in the amendment, viz.

Insert, after the 6th section, an additional section, as follows, viz.

*And be it further enacted,* That if any person, committed to prison by virtue of this act, be poor and unable to pay such sum or sums, or to procure such sureties, as may be required by order of the Court aforesaid, said Court may, on application to them for that purpose, discharge such person from imprisonment, at such time and upon such terms and conditions as they may think proper"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered,* That it pass to a third reading.

On motion—

*The Senate adjourned to 3 o'clock this afternoon.*

TUESDAY, JUNE 26: 3 o'clock, P. M.

*Met according to adjournment.*

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that the sum of twenty dollars be paid to the Rev. Nathaniel W. Williams, as a compensation for preaching the election sermon, and that said sum be paid out of the treasury, reported the same, without amendment.



The Senate proceeded, as in committee of the whole, to consider said resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Moses L. Neal be allowed eleven dollars and fifty cents, for ninety miles travel and one day's attendance as Clerk of the House of Representatives, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That it pass to a third reading.

On motion by Mr. Parsons—

The bill, entitled, "An act regulating towns and the choice of town officers," was taken up, and considered.

The amendment to said bill, this day adopted, was, by unanimous consent, stricken out.

The bill was then read a third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to provide for the maintenance of bastard children," was read the third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives in said amendment.

The bill, entitled, "An act to incorporate the Cocheco Manufacturing Company," was read the third time.



*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives agree to the amendment proposed by the Senate, to the bill, entitled, “An act to provide for the maintenance of bastard children.”*

*And he withdrew.*

Mr. Hill, from the committee on Engrossed Bills, reported, that said committee had examined, and found duly engrossed—

A bill, entitled, “ An act to incorporate the Proprietors of the Congregational Meeting-house in Northwood”—

A bill, entitled, “ An act authorising the President, Directors and Company of the Cheshire Bank, to reduce the Capital of said Bank”—

A bill, entitled, “ An act to incorporate the Cocheco Manufacturing Company”— and,

A bill, entitled, “ An act to incorporate the Trustees of the First Methodist Episcopal Meeting-house in Sandwich.”

On motion by Mr. Plumer—

The committee on the Judiciary, which was instructed to inquire into the expediency of amending or repealing the law, approved July 7, 1826, entitled, “ An act in addition to an act, entitled, An act establishing an equitable method of making taxes, and for ascertaining the powers of selectmen, passed February 8, 1791,” and also to inquire into the expediency of altering the time for taking the invoice in the several towns in this State, was discharged from the further consideration of those subjects.



Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act regulating the selection and services of grand and petit jurors," reported said bill, with an amendment.

On the question, to agree to said amendment, viz.

Section 1, line 17, strike out the word "eight," and insert the word "ten"—

It was determined in the affirmative.

On motion by Mr. Hill—

Said bill was re-committed to the committee on the Judiciary.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

*"Mr. President:*

*"The House of Representatives have passed a bill, entitled, "An act defining crimes," in which they request the concurrence of the Senate.*

*"The Speaker of the House of Representatives having signed the four bills, last reported by the committee on Engrossed Bills to have been duly engrossed, I am directed to bring them to the Senate for the signature of their President."*

And he withdrew.

The President signed the four bills last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

The bill, last received from the House of Representatives for concurrence, was read twice, by unanimous consent: and,

On motion—

*Ordered,* That it be referred to the committee on the Judiciary.



A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*" Mr. President :*

*" The House of Representatives have passed a bill, entitled, " An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of county expenses : " a bill, entitled, " An act limiting the term of the office of Coroner and Notary Public : " and a bill, entitled, " An act to incorporate a Company by the name of Union Bridge Company : " in which bills they request the concurrence of the Senate."*

And he withdrew.

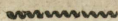
The three bills last received from the House of Representatives were severally read twice, by unanimous consent : and,

On motion—

*Ordered,* That the two first of said bills be referred to the committee on the Judiciary, and the last of said bills to the committee on Incorporations.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*



WEDNESDAY, JUNE 27, 1827.

*Met according to adjournment.*

The resolution, making an allowance to Moses L. Neal, was read the third time.

*Resolved,* That it pass.



*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution, making an allowance to Rev. Nathaniel W. Williams, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives have passed a resolution, making an allowance to Benjamin Pierce ; and a resolution, authorising the Governor to appoint Commissioners to survey the boundary line between this State and the State of Maine ; in which they request the concurrence of the Senate.”*

And he withdrew.

The two resolutions last received from the House of Representatives were severally read twice, by unanimous consent : and,

On motion—

*Ordered*, That the first of said resolutions be referred to the committee on Claims, and the second of said resolutions to the committee on Military Affairs.

Mr. Parker, from the committee on Engrossed Bills, reported, that the four bills, last signed by the President of the Senate, had been laid before the Governor.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, “ An act limiting the term of the office of Coroner and Notary Public, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to



consider the bill ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives have passed an Address to His Excellency the Governor, for the removal of certain military officers ; in which they request the concurrence of the Senate.”*

And he withdrew.

The address last received from the House of Representatives was read twice, by unanimous consent : and,

On motion—

*Ordered*, That it be referred to the committee on Military Affairs.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Benjamin Pierce be allowed six dollars seventy-four cents, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That it pass to a third reading.

On motion—

*The Senate adjourned to 3 o'clock this afternoon.*



WEDNESDAY, JUNE 27: 3 o'clock, P. M.

*Met according to adjournment.*

Mr. Parker, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act to provide for the maintenance of bastard children"—

A bill, entitled, "An act regulating towns and the choice of town officers"—

A resolution, making an allowance to Moses L. Neal: and,

A resolution, making an allowance to Nathaniel W. Williams.

The resolution, making an allowance to Benjamin Pierce, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act limiting the term of the office of Coroner and Notary Public," was read the third time.

On motion by Mr. Plumer—

To add to the title of the bill, the words "and for other purposes"—

It was determined in the affirmative.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives in said amendment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President*:

"The Speaker of the House of Representatives having signed the two bills, and the two resolutions, last reported



to have been engrossed, I am directed to bring them to the Senate for the signature of their President."

And he withdrew.

The President signed the two bills, and the two resolutions, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

Mr. Plumer, from the committee on the Judiciary, to whom was re-committed the bill, entitled, "An act regulating the selection and services of grand and petit jurors," reported the same, with an amendment.

On motion by Mr. Parker—

*Ordered*, That it lie on the table.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to vest in Horace Metcalf and Richard Kimball, the exclusive privilege of keeping a ferry over a certain part of Connecticut river," reported the same, with an amendment.

On motion by Mr. Plumer—

*Ordered*, That said bill and amendment lie on the table.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act defining crimes," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Plumer—

*Ordered*, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President*:

"The House of Representatives agree to the amendment of the Senate, to the bill, entitled, "An act to incor-



porate sundry persons by the name of the Gilford Iron Manufacturing Company," with an amendment, in which they request the concurrence of the Senate.

"The House of Representatives have passed an address to His Excellency the Governor, for the removal of the officer commanding the first company of infantry in the 36th regiment, in which they request the concurrence of the Senate."

And he withdrew.

On motion—

*Ordered*, That the bill, entitled, "An act to incorporate sundry persons by the name of Gilford Iron Manufacturing Company," together with the amendment thereto proposed by the House of Representatives, lie on the table.

The address last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

*Ordered*, That it be referred to the committee on Military Affairs.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of county expenses," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate.

Mr. Weeks made a motion, to amend said bill, by adding to the end of the 12th section the following words, viz.

"Which statement shall be published in one newspaper printed in this State."



On motion by Mr. Bartlett—

Ordered, That said bill and said amendment lie on the table.

On motion—

The Senate adjourned to 9 o'clock to-morrow morning.

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THURSDAY, JUNE 28, 1827.

Met according to adjournment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives agree to the amendment of the Senate to the title of the bill, entitled, “ An act limiting the term of the office of Coroner and Notary Public.”

“ They have also passed a bill, entitled, “ An act concerning the discontinuance of highways,” and a resolution providing for the compensation of the officers of the civil list, in which bill and resolution they request the concurrence of the Senate.”

And he withdrew.

The bill and the resolution last received from the House of Representatives, for concurrence, were severally read twice, by unanimous consent : and,

On motion—

Ordered, That said bill be referred to the committee on the Judiciary, and said resolution to the committee on Claims.

Mr. Plumer, from the committee on the Judiciary, to

whom was referred a bill, entitled, "An act empowering religious associations to assume and exercise corporate powers," reported the same, with an amendment.

On the question, to agree to said amendment, viz.

Strike out all the three first sections after the enacting clause, and insert the following:

"That the members of any religious sect or denomination of christians in this State may associate together and form a society; may admit members, and assume a name and style by which such society may be known and distinguished in law: and having recorded the same in a book of records, which shall be kept by the clerk of such society, and published the same in some newspaper in the County where such society may be formed, if any be printed therein, and if not, then in some paper printed in some adjoining County, shall be thereby constituted and become a body corporate and politic, and by such name, so assumed, shall have perpetual succession, and may possess and enjoy all the powers, privileges, and immunities, and shall be subject to all the liabilities incident to corporations of a similar nature; shall have power and authority, and be capable in law, to take, hold, and possess, to them and their successors, for the use and benefit of such society, by purchase, gift, grant, devise, or otherwise, any real or personal estate, for the purpose of erecting and repairing a house of public worship, and a parsonage house, and other buildings necessarily connected therewith, and for supporting the ministry in such society; and shall have power to improve, sell, convey, and dispose of the same, for the sole use and benefit of such society. *Provided always*, that the annual value or income of the estate of any one society shall not at any one time exceed one thousand dollars. *Provided also*, that no person shall be compelled to join, or support, or be classed with, or associated to,

any congregation, church, or religious society, without his express consent first had and obtained.

"SECTION 2. *And be it further enacted*, That any religious society, formed as aforesaid, may have and use a common seal, and the same alter and renew at pleasure; shall have authority to choose all such officers, and make and ordain all such by-laws and regulations, as may seem expedient or convenient for the due government of such society, and the management of their funds: provided such by-laws be not repugnant to the constitution and laws of this State. *Provided also*, that if any person shall choose to separate himself from such society to which he may belong, and shall leave a written notice thereof with the clerk of such society, and shall have paid all legal assessments and arrearages from him due to such society, he shall thereupon cease to be a member of said society, and be no longer liable for any future expenses which may be incurred by such society.

"SECTION 3. *And be it further enacted*, That any religious society in this State, vested with corporate powers as is provided by this act, shall have full power and authority, at any meeting legally notified and holden for that purpose, to assess and raise money by taxes upon the polls and rateable estate of the members of such society, and shall have power to collect and appropriate the same for the purposes aforesaid: and the assessors and collectors of such societies or associations shall have the same powers in assessing and collecting taxes, and shall be subject and liable to the same penalties, as similar town officers have and are liable to."

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Parker—

Ordered, That it lie on the table.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act relating to the election of Governor, Counsellors, Senators, and Representatives," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

On motion by Mr. Nye—

The resolution, fixing the time when the Legislature may adjourn, was taken up, and considered.

On motion by Mr. Nye—

To amend the same, by striking out the words "Friday the 29th day of June instant," and inserting the words "Tuesday the 3d day of July next"—

It was determined in the negative.

On motion by Mr. Hill—

Ordered, That it lie on the table.

On motion by Mr. Prescott—

The bill, entitled, "An act to incorporate sundry persons by the name of Gilford Iron Manufacturing Company," with the amendment proposed by the House of Representatives to the amendment of the Senate to the amendment of the House of Representatives, was taken up, and considered.

On the question, to agree to said amendment—

It was determined in the affirmative.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, “An act to establish a corporation by the name of the Page Sabbath School Corporation in Haverhill”—

A bill, entitled, “An act limiting the term of the office of Coroner and Notary Public, and for other purposes:” and,

A resolution, making an allowance to Benjamin Pierce.

On motion by Mr. Plumer—

The bill, entitled, “An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of county expenses,” with the amendment proposed by Mr. Weeks, was taken up, and considered.

On the question, to agree to said amendment—

It was determined in the affirmative.

On motion by Mr. Bartlett—

To amend said amendment, by inserting after the word “published,” the words “by said Clerk in one”—

It was determined in the affirmative.

On motion—

Ordered, That it pass to a third reading.

Mr. Plumer, from the committee on the Judiciary, to whom was referred the bill, entitled, “An act concerning the discontinuance of highways,” reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Bartlett gave notice, that to-morrow he shall ask leave to introduce a bill to incorporate an Aqueduct Company in Dover.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President :*

“The Speaker of the House of Representatives having signed the two bills, and the resolution, last reported to have been engrossed, I am directed to bring them to the Senate for the signature of their President.”

And he withdrew.

The President signed the two bills, and the resolution last reported to have been duly engrossed, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, “An act to incorporate a company by the name of Union Bridge Company,” reported the same, with an amendment.

On the question to agree to said amendment, viz.

Insert after the words “six cents,” in the 13th line of the 5th section, the following, viz.

“Which said rates of toll may at any time be altered in such manner as the Legislature may direct”—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Hill, from the committee on Engrossed Bills, reported, that the two bills, and the resolution, last signed by

the President of the Senate, had been laid before the Governor.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate the Candia Sacred Music Society," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Parker, from the committee on Claims, to whom was referred a resolution—

That the Governor have and receive as a salary, from June, 1827, to June, 1828, the sum of twelve hundred dollars—

That the Secretary have and receive as a salary, for the same term, eight hundred dollars, in full compensation for all services by him rendered in the capacity of Secretary, and that all fees allowed him by law be paid into the treasury, excepting those received for copies and certificates made by him for individuals for private purposes—

That the Treasurer have and receive as a salary, for the same term, the sum of six hundred dollars—

That the Adjutant and Inspector General have and receive as a salary, for the same term, the sum of four hundred dollars—

That the Commissary-General have and receive as a salary, for the same term, the sum of forty dollars—

That the members of the Honorable Council receive two dollars per day during the session of the General Court, and two dollars and fifty cents per day when the members may

be called together during the recess thereof, and ten cents per mile for travel to and from the place of meeting—

That the President of the Senate and the Speaker of the House of Representatives each receive two dollars and fifty cents per day during the sitting of the General Court, and ten cents per mile for travel to and from the place of meeting—

That the members of the Senate and House of Representatives receive two dollars each, per day, during the sitting of the General Court, and ten cents per mile for travel to and from the place of meeting.

That the Clerks and Assistant Clerks of the Senate and House of Representatives receive two dollars and fifty cents each per day during the session, and ten cents per mile for travel to and from the place of sitting, and be allowed one day extra for making up the rolls and filing the papers—

Reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

On motion by Mr. Plumer—

The bill, entitled, "An act defining crimes," was taken up, and considered.

On motion by Mr. Hill—

To amend said bill, by striking out the enacting clause—

It was determined in the negative.

On motion by Mr. Prescott—

To amend said bill, by striking out the whole of the 1st section after the enacting clause—

It was determined in the affirmative.

On motion—

Ordered, That said bill pass to a third reading.

On motion—

The Senate adjourned to 3 o'clock this afternoon.

THURSDAY, JUNE 28 : 3 o'clock, P. M.

Met according to adjournment.

The bill, entitled, "An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of county expenses," was read the third time.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk request the concurrence of the House of Representatives in said amendment.

The bill, entitled, "An act relating to the election of Governor, Counsellors, Senators, and Representatives," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate a company by the name of the Union Bridge Company," was read the third time.

On motion by Mr. Hill—

Ordered, That it lie on the table.

The resolution, providing for the compensation to the officers of the civil list, was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate the Candia Sacred Musick Society," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

The bill, entitled, "An act definig crimes," was read the third time.

On motion by Mr. Bartlett—

To amend the title of said bill, by striking out the words "definig crimes," and inserting the words,

"for the punishment of certain offences therein named"—

It was determined in the affirmative.

Resolved, That said bill pass, with amendments.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President* :

"The House of Representatives have passed a bill, entitled, "An act to divide the town of Londonderry, and to constitute a new town:" and a resolution authorising the Treasurer to borrow a sum of money for the use of the State: in which bill and resolution they request the concurrence of the Senate."

And he withdrew.

The bill and the resolution last received from the House

of Representatives were severally read twice, by unanimous consent : and,

On motion—

Ordered, That said bill be referred to the committee on Incorporations, and said resolution to the committee on Banking Institutions.

On motion by Mr. Hill—

The bill, entitled, “An act to incorporate a company by the name of Union Bridge Company,” was taken up, and considered : and,

On motion by Mr. Hill—

Ordered, That said bill be re-committed to the committee on Incorporations.

The bill, entitled, “An act concerning the discontinuance of highways,” was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Bartlett, from the committee on Incorporations, to whom was re-committed a bill, entitled, “An act to incorporate a company by the name of Union Bridge Company,” reported the same, with an amendment.

On the question to agree to said amendment, viz.

Insert after the word “miles,” in the 6th line of the 2d section, the following, viz.

“provided, that this grant shall not be considered as extending to prevent the erection of any other bridge or bridges over said river within the limits aforesaid, whenever the Legislature shall deem it necessary”—

It was determined unanimously in the affirmative.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

On motion by Mr. Plumer—

The bill, entitled, “An act regulating the selection and services of grand and petit jurors,” with the amendment reported by the committee, was taken up, and considered.

On the question, to agree to said amendment, viz.

Strike out after the words “names of,” in the 15th line of the 1st section, the words,

“more than twenty persons, and in towns and places having less than one hundred and fifty rateable polls, the names of not more than twelve persons”—

and insert the following, viz.

“less than ten persons, which said list may be increased by said selectmen, by adding thereto a number of names equal to one twentieth part of all the rateable polls which may be in such town or place, exceeding one hundred and fifty, and not exceeding four hundred and fifty, and one thirtieth part of all the rateable polls exceeding four hundred and fifty”—

It was determined in the negative.

On motion by Mr. Hill—

Ordered, That said bill be re-committed to the committee on the Judiciary, with instructions to amend the same.

Mr. Plumer, from the committee on the Judiciary, to whom was re-committed the bill, entitled, “An act regulating the selection and services of grand and petit jurors,” reported the same, amended agreeably to their instructions.

On the question, to agree to said amendment, viz.

Strike out after the words “names of,” in the 15th line of the 1st section, the words,

“more than twenty persons, and in towns and places having less than one hundred and fifty rateable polls, the names of not more than twelve persons,”

and insert the following, viz.

“less than ten persons, but shall in all cases contain as near as may be a number equal to one fifteenth part of all the rateable polls in such town or place”—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendments being made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

On motion—

The Senate adjourned to 9 o'clock to-morrow morning.

FRIDAY, JUNE 29, 1827.

Met according to adjournment.

Agreeably to notice given, Mr. Bartlett asked and obtained leave to introduce a bill, entitled, “An act to incorporate sundry persons by the name of Belknap Aqueduct.”

Said bill was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on Incorporations.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“*Mr. President* :

“The House of Representatives have passed a bill, entitled, “An act to incorporate a religious society in Hopkinton by the name of Union Baptist Society”—

A bill, entitled, "An act to incorporate the Eaton Lead Mine Company"—

A bill, entitled, "An act to incorporate the Trustees of the Methodist Episcopal Meeting-house at Lamprey River Village in New-Market"—

A bill, entitled, "An act to empower turnpike corporations to make alterations in their roads"—

A bill, entitled, "An act defining the duties and providing for the payment of county solicitors"—

A bill, entitled, "An act to incorporate sundry persons by the name of the proprietors of Rochester Academy"—

A resolution, relative to the revision of the laws relating to towns and town officers—

A resolution making an appropriation to erect an additional story on the Arsenal at Portsmouth— and,

A resolution, making an allowance to William M. Richardson, John Porter, and Samuel D. Bell: in which bills and resolutions they request the concurrence of the Senate."

And he withdrew.

The six bills, and three resolutions, last received from the House of Representatives, were severally read twice, by unanimous consent: and,

On motion—

Ordered, That the three first of said bills be referred to the committee on Incorporations: the fourth and fifth of said bills, and the first of said resolutions, to the committee on the Judiciary: the sixth of said bills, to the committee on Schools and Seminaries of Learning: the second of said resolutions, to the committee on Military Affairs: and the last of said resolutions to the committee on Claims.

The bill, entitled, "An act regulating the selection and services of grand and petit jurors," was read the third time.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk request the concurrence of the House of Representatives in said amendment.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate sundry persons by the name of Belknap Aqueduct," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

On motion by Mr. Prescott—

The bill, entitled, "An act empowering religious associations to assume and exercise corporate powers," was taken up, and considered: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a bill, entitled, "An act to incorporate sundry persons by the name of the proprietors of Rochester Academy," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Parker, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act relating to the election of Governor, Counsellors, Senators, and Representatives"—

A bill, entitled, "An act concerning the discontinuance of highways"—

A bill, entitled, "An act to incorporate sundry persons by the name of Gilford Iron Manufacturing Company"—and,

A resolution, providing for the compensation of the officers of the civil list.

Mr. Parsons, from the committee on Banking Institutions, to whom was referred a resolution, that the Treasurer be and he is hereby authorised and empowered to borrow, on the credit of the State, and for the use of the same, a sum not exceeding twenty-two thousand eight hundred seventy-seven dollars and nineteen cents, at a rate of interest not exceeding the usual rate of bank interest; and so much of the State tax payable into the treasury on or before the first day of December next, as will be sufficient to pay said loan and the interest, is hereby appropriated for that purpose; and the said Treasurer is hereby authorised and required to apply said sum to that purpose, as soon as a sufficient amount shall be paid into the treasury; reported the same without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read a third time accordingly.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Weeks, from the committee on Military Affairs, to whom was referred the following Address, viz.

"To His Excellency Benjamin Pierce, Captain-General and Commander-in-Chief of the Militia of the State of New-Hampshire :

"The Senate and House of Representatives of said State, in General Court convened, respectfully represent to your Excellency, that the following officers, duly commissioned to command in the militia of said State, have removed from the limits of their respective commands, without having resigned their commissions, to wit: Thomas Cheney, Ensign of the 3d company of Infantry in the 30th regiment; Frederick Dike, Lieutenant of the 1st company of Grenadiers in the 5th regiment; Jedidiah Prescott Hall, Ensign of the 3d company of Infantry in the 14th regiment; Benning Moulton, Lieutenant of the 2d company of Infantry in the 21st regiment; Daniel Flanders, Major of said 21st regiment; Robert Woodbury, jun. Captain, and Aaron Lang, Ensign of the 4th company, Daniel Bean, Lieutenant of the 8th company, and James Simpson, Lieutenant of the 3d company, all in the 25th regiment; Elijah Gove, Ensign of the 8th company of Infantry in the 9th regiment; James Twombly, jun. Captain of the 2d company of Infantry in the 2d regiment; Moses Morgan, Ensign of the 3d company in the 15th regiment; James Bachelder, Ensign of the 5th company of Infantry in the 40th regiment; Weare Drake, Captain of the company of Cavalry in the 27th regiment; and Joseph Rand, Captain of the 2d company of Infantry in the 35th regiment.

"They therefore request your Excellency to remove the aforesaid officers from their respective commands, agreeably to the provisions of the Constitution."

The Senate proceeded, as in committee of the whole, to consider said Address; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Weeks, from the committee on Military Affairs, to whom was referred a resolution, that His Excellency the Governor, by and with the advice of Council, be and is hereby authorised to appoint two Commissioners on the part of this State, who shall have power, under the direction of the Governor, and in conjunction with Commissioners to be appointed on the part of the State of Maine, to ascertain, survey, mark, and renew, the dividing line between this State and the State of Maine, in its whole extent, and to erect thereon suitable monuments to designate it as the boundary line of said States, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“ Mr. President :

“ The Speaker of the House of Representatives having signed the three bills, and the resolution, last reported to have been engrossed, I am directed to bring them to the Senate for the signature of their President.”

“ And he withdrew.

The President signed the three bills, and the resolution, last presented for his signature, and they were delivered

to the committee on Engrossed Bills, to be laid before the Governor.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a resolution, that William M. Richardson of Chester, John Porter of Londonderry, and Samuel D. Bell of Chester, who were appointed, by a resolution passed at the last session, to revise the laws relating to towns and town officers, be requested to complete the revision of said laws, and to report at the next June session of the General Court such further bills relating to the subjects aforesaid, as they shall deem expedient, and that His Excellency the Governor be requested to notify these gentlemen of the same, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution ; and no amendment being made, it was reported to the Senate : and,

On motion by Mr. Weeks—

Ordered, That it lie on the table.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that William M. Richardson of Chester, John Porter of Londonderry, and Samuel D. Bell of Chester, receive one hundred and eighty dollars, in full for revising the laws of this State relating to towns and town officers, so far as they have reported, and for drafting the bills by them submitted at this session, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

Mr. Plumer, from the committee on the Judiciary, to whom was referred the bill, entitled, "An act to empower turnpike corporations to make alterations in their roads," reported the same, with an amendment.

On the question, to agree to said amendment, viz.

Insert after the word "and" at the end of the 11th line of the 2d section, the words "with the consent of the said court"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered. That it pass to a third reading.

Mr. Bartlett, from the committee on Incorporations, to whom was referred the bill, entitled, "An act to incorporate the Eaton Lead Mine Company," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate the Trustees of the Methodist Episcopal Meeting-house at Lamprey River Village in New-Market," reported the same, with an amendment.

On the question to agree to said amendment, viz.

Insert after the word "buildings," in the 12th line of the 1st section, the words,

"to be held in trust for the sole use and benefit of the persons interested therein".—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

On motion—

The Senate adjourned to 3 o'clock this afternoon.

FRIDAY, JUNE 29: 3 o'clock, P. M.

Met according to adjournment.

The bill, entitled, "An act empowering religious associations to assume and exercise corporate powers," was read the third time.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk request the concurrence of the House of Representatives in said amendment.

The bill, entitled, "An act to empower turnpike corporations to make alterations in their roads," was read the third time.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk request the concurrence of the House of Representatives in said amendment.

An address to His Excellency the Governor, for the removal of certain military officers, was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate sundry persons by the name of the Proprietors of Rochester Academy," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate sundry persons by the name of Belknap Aqueduct," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly, and request their concurrence therein.

The bill, entitled, "An act to incorporate the Eaton Lead Mine Company," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate the Trustees of the Methodist Episcopal Meeting-house at Lamprey River Village in New-Market," was read the third time.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk request the concurrence of the House of Representatives in the amendment.

Mr. Hill, from the committee on Engrossed Bills, reported, that the three bills, and the resolution, last signed by the President of the Senate, had been laid before the Governor.

The resolution, relative to a survey of the line between this State and the State of Maine, was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The resolution, making an allowance to William M. Richardson, John Porter, and Samuel D. Bell, was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Bartlett, from the committee on Incorporations; to whom was referred a bill, entitled, "An act to incorporate a religious society in Hopkinton by the name of Union Baptist Society," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Hill, from the committee on Engrossed Bills, reported, that the committee had examined, and found duly engrossed—

A bill, entitled, "An act to incorporate sundry persons by the name of the Proprietors of Rochester Academy"—

A resolution, authorising the Treasurer to borrow a certain sum for the use of the State—

A resolution, making an allowance to William M. Richardson and others— and,

An address to His Excellency the Governor for the removal of certain military officers.

On motion—

The Senate adjourned to 9 o'clock to-morrow morning.

SATURDAY, JUNE 30, 1827.

Met according to adjournment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“ Mr. President :

“ The Speaker of the House of Representatives having signed the bill, the two resolutions, and the address, last reported to have been engrossed, I am directed to bring them to the Senate for the signature of their President.”

And he withdrew.

The President signed the bill, the two resolutions, and the address, last reported to have been engrossed, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

The bill, entitled, “ An act to incorporate a religious society in Hopkinton by the name of Union Baptist Society,” was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Engrossed Bills, reported, that the bill, the two resolutions, and the address, last signed by the President of the Senate, had been laid before the Governor.

Mr. Parker submitted, for consideration, the following resolution :

Resolved, by the Senate and House of Representatives in General Court convened, That His Excellency the Governor be requested to appoint some suitable person to preach the Election Sermon, at the session of the Legislature, in June, 1828.

On motion by Mr. Nye—

Ordered, That said resolution lie on the table.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, “ An act to divide the

town of Londonderry, and to constitute a new town," made the following

REPORT—

"That they met the agents for the petitioners and the agents for the remonstrants; but before proceeding to hear them on the main question, the agents for the remonstrants moved, that the further consideration of the subject be postponed to the next session of the Legislature, on the ground of the want of a sufficient notice: but it appearing to the committee, that the town, at their annual town meeting holden in March last, took the sense of said town upon the question of this division, and then appointed agents, with full power to oppose said petition; and it further appearing, that early in April last, the agents for the remonstrants were duly notified, not only that the petition for a division would be presented, but that a hearing and investigation would be prepared for and expected on the part of the petitioners at the present session: and it further appearing, that no wish had been expressed by the remonstrants, either to the petitioners or others, for delay, till very recently, but that preparations had been made for a defence; and that the course pursued by the remonstrants, although not amounting to an express agreement to be heard at the present session, was such as to make it fully understood that this was their determination: and inasmuch as it was not made to appear that any new facts could be proved which it was not in their power to prove at the present session, or that they expected to disprove any of the facts alleged by the petitioners: it was therefore determined, by your committee, not to report in favor of a postponement.

"The questions then presented to your committee were—

“1st. Whether said town of Londonderry should be divided at all—

“And if to be divided,

“2d. Whether the line established by the bill was the proper line.

“In relation to these questions, the following facts were agreed to by both parties, or were made to appear to your committee by testimony, viz.

“That the town of Londonderry contains 48,470 acres, being about 75 square miles, which has long been divided into two parishes, East and West, with a Meeting-house in each, at which the town meetings have been annually and alternately holden. That on the west side of the divisional line, on the plan, there are 25,870 acres, and on the east side 22,600, making the western section the largest by 3270 acres—

“That the whole invoice of the town for 1826 was \$2943,67, and of which, as testified by one of the selectmen, \$1335,62 was east of the proposed line, and \$1308,15 west of it; but as testified by two other of the selectmen, \$1742,32 was east of said line, and \$1200,95 west of it.

“That the two Academies and Poor-House Farm are in the East Parish, and east of the divisional line: and that the town of Londonderry has no interest either in the Academies or Meeting-houses.

“That at the annual meeting of said town, in 1827, there were 253 votes in favor of a division, and 304 against it; and that 316 signed the petition for a division, and 332 signed the remonstrance: 16 of the persons who signed the remonstrance live in the East Parish, of whom had previously signed the petition; and 32 of the persons who signed the remonstrance live in the West Par-

ish, but easterly of the proposed divisional line, 3 of whom had previously signed the petition: that 13 of those who signed the petition live in the West Parish easterly of the proposed line, 3 of whom have since signed the remonstrance: that there are 5 persons living on the same territory who signed neither petition nor remonstrance: that the whole number of rateable polls, in 1826, were 540, of whom 278 were east of said proposed line, and 262 west of it: that the length of the proposed line is about seven miles, of which about one fifth part is through improved land, the residue of which is woodland.

"Your committee, therefore, in view of the whole subject, are of opinion, that no injury would result from a division of said town, but an advantage; and that they know of no place where it could be more conveniently or less injuriously made, than at the place established by said bill.

"If a division of said town shall be determined to be made at said place, the parties assent to all the other details of the bill.

"Your committee, therefore, report said bill, without amendment."

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Plumer—

Ordered, That it lie on the table.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act to incorporate a religious society in Hopkinton by the name of Union Baptist Society"—

A bill, entitled, "An act to incorporate the Eaton Lead Mine Company"— and,

A resolution, relative to the survey of the eastern line of the State.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The Speaker of the House of Representatives having signed the two bills, and the resolution, last reported by the committee on Engrossed Bills to have been duly engrossed, I am directed to bring them to the Senate for the signature of their President.”

And he withdrew.

The President signed the two bills, and the resolution, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

Mr. Hill, from the committee on Engrossed Bills, reported, that the two bills, and the resolution, last signed by the President of the Senate, had been laid before the Governor.

On motion by Mr. Nye—

The bill, entitled, “ An act to divide the town of Londonderry, and to constitute a new town,” was taken up, and considered.

On the question, “ Shall this bill pass to a third reading ?”

It was determined in the affirmative.

Yeas, 10—Nays, 1.

The yeas and nays being required by Mr. Nye—

Those who voted in the affirmative are,

Mr. Plumer

Mr. Chandler

Mr. Hill

Mr. Bartlett

Mr. Prescott

Mr. Bowers

Mr. Harvey

Mr. Parker

Mr. Nye

Mr. Weeks.

In the negative,

Mr. Parsons.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" Mr. President :

"The House of Representatives agree to the amendments of the Senate to the bill, entitled, "An act to empower Turnpike Corporations to make alterations in their roads:" and the bill, entitled, "An act to incorporate the Trustees of the Methodist Episcopal Meeting-house at Lamprey River Village in New-Market."

"They disagree to the amendment proposed by the Senate to the bill, entitled, "An act regulating the selection and services of grand and petit Jurors."

And he withdrew.

On motion by Mr. Bartlett—

Ordered, That the bill, entitled, "An act regulating the selection and services of grand and petit jurors," lie on the table.

On motion by Mr. Plumer—

Resolved, That when the Senate adjourns, it adjourn to three o'clock in the afternoon on Monday next.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" Mr. President :

"The House of Representatives disagree to the amendment of the Senate to the bill, entitled, "An act prescribing

ing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of County expenses."

And he withdrew.

On motion by Mr. Weeks—

Resolved, That the Senate do *insist* on their amendment of the bill, entitled, "An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of County expenses."

Ordered, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President* :

"The House of Representatives disagree to the amendments of the Senate to the bill, entitled, "An act defining crimes."

"They have passed an address to His Excellency the Governor, for the removal of Colonel Henry Hyde from the command of the 27th regiment, in which they request the concurrence of the Senate."

And he withdrew.

On motion by Mr. Plumer—

Ordered, That the bill, entitled, "An act defining crimes," lie on the table.

The address last received from the House of Representatives was read twice, by unanimous consent : and,

On motion—

Ordered, That it be referred to the committee on Military Affairs.

On motion by Mr. Parker—

The bill, entitled, "An act to vest in Horace Metcalf and Richard Kimball, the exclusive privilege of keeping a Ferry over a certain part of Connecticut River," with the amendment reported by the committee, was taken up, and considered.

On motion by Mr. Plumer—

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President* :

"The House of Representatives insist on their disagreement to the amendment proposed by the Senate to the bill, entitled, "An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of county expenses."

And he withdrew.

The Senate proceeded to consider the message last received from the House of Representatives : and,

On motion by Mr. Parker—

That the Senate *recede* from their amendment therein mentioned—

It was determined in the negative.

On motion by Mr. Plumer—

Resolved, That a conference, on the disagreeing votes of the two Houses on said amendment, be asked of the House of Representatives.

Ordered, That Mr. Plumer and Mr. Weeks be the managers at said conference, on the part of the Senate.

Ordered, That the Clerk notify the House of Representatives accordingly.

On motion—

The Senate adjourned.

MONDAY, JULY 2, 1827.

Met according to adjournment.

The bill, entitled, "An act to divide the town of Londonderry, and to constitute a new town," was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Plumer—

The bill, entitled, "An act regulating the selection and services of grand and petit jurors," was taken up, and considered: and,

On motion by Mr. Parker—

Resolved, That the Senate do insist on their amendment of said bill, and that a conference on the disagreeing votes of the two Houses thereon be asked of the House of Representatives.

Ordered, That Mr. Hill and Mr. Parker be the managers at said conference, on the part of the Senate.

Ordered, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Nye—

The bill, entitled, "An act defining crimes," was taken up, and considered.

On motion by Mr. Nye—

Resolved, That the Senate do insist on their amendments to said bill.

Ordered, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Parsons—

The bill, entitled, "An act to vest in Horace Metcalf and Richard Kimball, the exclusive privilege of keeping a Ferry over a certain part of Connecticut River," with the amendment thereto, reported by the committee, was taken up, and considered: and,

On the question, to agree to said amendment, viz.

Insert at the close of the last section the following, viz.

"And provided further, that if the said Metcalf and Kimball, or their heirs, shall neglect, for the space of six months at any one time, to keep, at said Ferry, boats and assistance sufficient for the transportation across said Ferry, of such persons, carriages, and teams, as are proper to pass the same, then this grant to be to all intents and purposes void"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendments being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

On motion by Mr. Parker—

The resolution, relative to the appointment of some suitable person to preach the next Election Sermon, was taken up, and considered.

Resolved, That it pass.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives agree to the conference asked by the Senate, on the disagreeing votes of the two Houses on the amendment proposed by the Senate to the bill, entitled, “ An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of county expenses,” and have appointed managers at the same, on their part.

“ They also agree to the conference asked by the Senate, on the disagreeing votes of the two Houses on the amendment proposed by the Senate to the bill, entitled, “ An act regulating the selection and services of grand and petit jurors,” and have appointed managers at the same, on their part.”

And he withdrew.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, “ An act to empower turnpike corporations to make alterations in their roads :” and,

A bill, entitled, “ An act to divide the town of Londonderry, and to constitute a new town.”

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The Speaker of the House of Representatives having signed the two bills last reported by the committee on Engrossed Bills to have been duly engrossed, I am directed

to bring them to the Senate for the signature of their President.

"The House of Representatives concur with the Senate in the bill, entitled, "An act relating to Proprietary Records."

"They have passed a bill, entitled, "An act for raising forty thousand dollars for the use of the State:" a bill, entitled, "An act to incorporate the Boscawen Aqueduct Corporation:" a bill, entitled, "An act to establish a corporation by the name of the Amoskeag Fire Engine Company, number one, in Goffstown:" a resolution, making an appropriation for the deaf and dumb: and a resolution, making an allowance to Miller and Brewster: in which bills and resolutions they request the concurrence of the Senate."

And he withdrew.

The three bills, and two resolutions, last received from the House of Representatives for concurrence, were severally read twice, by unanimous consent: and,

On motion--

Ordered, That the first of said bills be referred to the committee on Banking Institutions: the second and third of said bills, to the committee on Incorporations: the first of said resolutions, to the committee on Schools and Seminaries of Learning: and the second of said resolutions, to the committee on Claims.

The President signed the two bills last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

Mr. Parker, from the committee on Engrossed Bills, reported, that the two bills last signed by the President of the Senate had been laid before the Governor.

On motion—

The Senate adjourned to 9 o'clock to-morrow morning.

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TUESDAY, JULY 3, 1827.

*Met according to adjournment.*

The bill, entitled, "An act to vest in Horace Metcalf and Richard Kimball, the exclusive privilege of keeping a Ferry over a certain part of Connecticut River," was read the third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives in said amendment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*" Mr. President :*

*" The House of Representatives recede from their disagreement to the amendments proposed by the Senate to the bill, entitled, " An act defining crimes."*

*" They have passed a resolution, that the report of the joint committee, who had under consideration the resolution to inquire into the time when the business of the present session of the Legislature may be closed, be re-committed : in which they request the concurrence of the Senate.*

*" They have also passed a resolution, instructing the Attorney-General to institute process against the Proprietors of the Locks at White River Falls : in which they request the concurrence of the Senate."*



And he withdrew.

The resolution, relative to the report of the committee upon the time of adjournment, was read : and,

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution, instructing the Attorney-General to institute process against the Proprietors of the Locks at White River Falls, was read twice, by unanimous consent : and,

On motion—

*Ordered*, That it be referred to the committee on the Judiciary.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives have postponed indefinitely a bill from the Senate, entitled, “ An act in addition to an act, entitled, An act empowering school districts to build school houses, and regulating schools.”*

*“ They disagree to the amendment of the Senate to the bill, entitled, “ An act to incorporate a company by the name of Union Bridge Company.”*

And he withdrew.

Mr. Hill, from the managers on the part of the Senate, at a conference on the disagreeing votes of the two Houses on the amendment proposed by the Senate to the bill, entitled, “ An act regulating the selection and services of grand and petit jurors,” reported, that the committee of conference have agreed to recommend to the two Houses the following amendment, as a substitute for that adopted by the Senate, viz.



Strike out the proviso, beginning at the 14th line of the 1st section, and ending with the word "persons" in the 17th line of the same section, and insert the following, viz.

" Provided, however, that said list shall in no case contain the names of more than twelve persons in towns containing less than one hundred and fifty rateable polls; twenty, in all other towns containing less than three hundred; twenty-five, in all other towns containing less than four hundred; thirty, in all other towns containing less than twelve hundred; and forty, in all other towns containing more than twelve hundred rateable polls: and said list shall contain, as nearly as may be, the above number."

On motion by Mr. Parker—

*Ordered*, That said report lie on the table.

The Senate proceeded to consider the message from the House of Representatives, relative to their disagreement to the amendment proposed by the Senate to the bill, entitled, " An act to incorporate a company by the name of Union Bridge:" and,

On motion by Mr. Hill—

*Ordered*, That it lie on the table.

A message from the House of Representatives, by Mr. Châdwick, their Assistant Clerk:

" *Mr. President* :

" The House of Representatives agree to the amendment proposed by the Senate to the bill, entitled, " An act to vest in Horace Metcalf and Richard Kimball, the exclusive privilege of keeping a Ferry over a certain part of Connecticut River."

And he withdrew.

Mr. Weeks, from the committee on Military Affairs, to whom was referred a resolution, making an appropriation



for the erection of an additional story on the Arsenal at Portsmouth, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a resolution, making an appropriation for the deaf and dumb, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Parsons, from the committee on Banking Institutions, to whom was referred a bill, entitled, "An act for raising forty thousand dollars for the use of the State," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

On motion by Mr. Hill—

The Senate resumed the consideration of the bill, entitled, "An act to incorporate a company by the name of Union Bridge:" and,

On motion by Mr. Hill—

*Resolved*, That the Senate do *insist* on their amendment to said bill.



*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives have passed a bill, entitled, “ An act to constitute a new County in this State by the name of Sullivan, and to prescribe the times of holding the Courts in the counties of Merrimack and Cheshire ;” in which they request the concurrence of the Senate.”*

And he withdrew.

The bill last received from the House of Representatives was read twice, by unanimous consent : and,

On motion—

*Ordered*, That said bill be referred to the committee on Incorporations.

A message from the House of Representatives, by Mr. Chadwick, their assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives agree to the amendment proposed by the Senate to the bill, entitled, “ An act empowering religious associations to assume and exercise corporate powers.”*

And he withdrew.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, “ An act to incorporate the Boscawen Aqueduct Corporation,” reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill ; and no amendment being made, it was reported to the Senate : and,



On motion—

*Ordered*, That it pass to a third reading.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to establish a Corporation by the name of the Amoskeig Fire Engine Company in Goffstown," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Plumer, from the managers on the part of the Senate at a conference on the disagreeing votes of the two Houses on the amendment proposed by the Senate to the bill, entitled, "An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of county expenses," reported, that the conferees on behalf of the two Houses have agreed to recommend to their said Houses respectively, that they so far recede from their several votes and proceedings thereon, as to adopt, in lieu of the amendment proposed by the Senate, the following amendment:

Insert at the close of the 12th section of said bill, the following, viz.

"which statement shall be published by the respective Clerks in such newspaper as the Court of Common Pleas shall direct."

On motion—

*Resolved*, That the Senate so far recede from their



amendment to said bill, as to concur in the amendment reported by the committee of conference.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives insist on their disagreement to the amendment proposed by the House of Representatives to the bill, entitled, “ An act to incorporate a company by the name of Union Bridge.”*

And he withdrew.

On motion by Mr. Hill—

The report of the managers on the part of the Senate at a conference on the disagreeing votes of the two Houses on the amendment proposed by the Senate to the bill, entitled, “ An act regulating the selection and services of grand and petit jurors,” was taken up, and considered.

On motion—

*Resolved*, That the Senate so far recede from their said amendment, as to concur in the amendment reported by the committee of conference.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion—

*The Senate adjourned to 3 o'clock this afternoon.*

TUESDAY, JULY 3 : 3 o'clock, P. M.

*Met according to adjournment.*

The bill, entitled, “ An act to establish a corporation by the name of the Amoskeig Fire Engine Company, Number One, in Goffstown,” was read the third time.



*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to incorporate the Boscawen Aqueduct Corporation," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act for raising forty thousand dollars for the use of the State," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution, making an appropriation for the erection of an additional story on the Arsenal at Portsmouth, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution making an appropriation for the Deaf and Dumb, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the committee on the Judiciary, to whom was referred the resolution, instructing the Attorney General to institute process against the Proprietors of the Locks at White River Falls, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,



On motion—

*Ordered*, That it pass to a third reading.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Miller and Brewster be allowed one dollar and fifty cents in full of their account, and that said sum be paid out of the treasury, reported the same, without amendment.

On motion by Mr. Plumer—

*Ordered*, That it lie on the table.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, “An act to establish a corporation by the name of Amoskeig Fire Engine Company, No. One, in Goffstown”—

A bill, entitled, “An act to incorporate the Trustees of the Methodist Episcopal Meeting-house at Lamprey River Village in New-Market”—

A bill, entitled, “An act to vest in Horace Metcalf and Richard Kimball, the exclusive privilege of keeping a Ferry over a certain part of Connecticut River”—

A bill, entitled, “An act relating to proprietary records”—

A bill, entitled, “An act for the punishment of certain offences therein named”— and,

A bill, entitled, “An act empowering Religious Associations to assume and exercise corporate powers.”

Mr. Bartlett, from the committee on Incorporations, to whom was referred the bill, entitled, “An act to constitute a new county in this State by the name of Sullivan, and to prescribe the times of holding the Courts in the Counties of Merrimack and Cheshire,” reported the same, without amendment.



The Senate proceeded, as in committee of the whole, to consider said bill ; and no amendment being made, it was reported to the Senate : and,

On motion by Mr. Hill—

*Ordered*, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The Speaker of the House of Representatives having signed the six bills last reported to have been engrossed, I am directed to bring them to the Senate for the signature of their President.”*

And he withdrew.

The President signed the six bills last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

On motion by Mr. Hill—

The bill, entitled, “ An act to constitute a new county in this State by the name of Sullivan, and to prescribe the times of holding the Courts in the counties of Merrimack and Cheshire,” was taken up, and considered.

On motion by Mr. Hill—

To amend said bill, by striking out the word “ third” in two instances in the 4th line of the 2d section, and inserting the word “ first,” so as to read “ first Tuesday of January and first Tuesday of August”—

It was determined in the affirmative.

On motion by Mr. Hill—

Further to amend said bill, by striking out the word “ first” in the 5th line and the word “ first” in the 6th line of the 4th section, and inserting in each instance the word “ third,” so as to read “ third Tuesday of January and the third Tuesday of August”—



It was determined in the affirmative.

On motion by Mr. Nye—

To amend said bill, by striking out the word "Sullivan" wherever it occurs, and inserting the word "Claremont"—

A division of the question was called for by Mr. Prescott: and,

The question was taken on striking out,

And determined in the negative.

On motion by Mr. Nye—

Further to amend said bill, by striking out the words "one hundred and fifty" in the 8th line of the 11th section, and inserting the words "one hundred and seventy-five"—

It was determined in the affirmative.

On motion by Mr. Nye—

Further to amend said bill, by striking out the words "two hundred" in the 10th line of the 11th section, and inserting the words "two hundred and twenty-five"—

It was determined in the negative.

On motion—

*Ordered*, That it pass to a third reading.

Mr. Hill, from the committee on Engrossed Bills, reported, that the six bills last signed by the President of the Senate, had been laid before the Governor.

On motion by Mr. Parker—

The resolution, making an allowance to Miller and Brewster, was taken up, and considered: and,

On motion by Mr. Parker—

*Resolved*, That the resolution be indefinitely postponed.

*Ordered*, That the Clerk notify the House of Representatives accordingly.



Mr. Weeks, from the committee on the State-House, reported the following resolutoin :

*Resolved, by the Senate and House of Representatives in General Court convened, That the Warden of the State-Prison be required to dispose of the stones owned by the State, now lying in State-street, near the capitol, for the benefit of this State.*

The resolution was read : and,

On motion—

*Resolved, That it pass.*

*Ordered, That the Clerk notify the House of Representatives accordingly.*

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*

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WEDNESDAY, JULY 4, 1827.

Met according to adjournment.

On motion by Mr. Chandler—

The Declaration of Independence was read, by unanimous consent.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives have passed a bill, entitled, “ An act establishing the times and places of holding the Probate Court within and for the county of Rockingham,” in which they request the concurrence of the Senate.”

And he withdrew.

The bill last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on the Judiciary.

The resolution, instructing the Attorney-General to institute process against the Proprietors of the Locks at White River Falls, was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Bartlett—

The Senate resumed the consideration of the bill, entitled, "An act to constitute a new county in this State by the name of Sullivan, and to prescribe the times of holding the Courts in the counties of Merrimack and Cheshire:" and,

On his motion—

Ordered, That said bill be re-committed to the committee on Incorporations.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President* :

"The House of Representatives have passed a bill, entitled, "An act to alter the names of certain persons therein mentioned," in which they request the concurrence of the Senate."

And he withdrew.

The bill last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on Manufacturing Establishments.

Mr. Bartlett, from the committee on Incorporations, to whom was re-committed the bill, entitled, "An act to constitute a new county in this State by the name of Sullivan, and to prescribe the times of holding the Courts in the counties of Merrimack and Cheshire," reported the same, with an amendment, accompanied by a resolution increasing the salaries of the officers of the Court of Probate in Cheshire county.

On the question to concur in said amendment, viz.

Strike out the words "seventy-five," in the 8th line of the 11th section, and insert the word "fifty"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The bill was read a third time accordingly.

Resolved, That it pass, with amendments.

Ordered, That the Clerk request the concurrence of the House of Representatives in said amendments.

The resolution, relative to the salaries of the officers of the Courts of Probate in the county of Cheshire, was read twice, by unanimous consent: and,

On motion—

Ordered, That it be committed to the committee on the Judiciary.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President*;

"The House of Representatives have passed a bill, en-

titled, "An act providing for the assessment and collection of taxes on lands and buildings of non-residents," in which they request the concurrence of the Senate."

And he withdrew.

The bill last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on the Judiciary.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President* :

"The House of Representatives have passed a bill, entitled, "An act for the suppression of Lotteries," in which they request the concurrence of the Senate."

And he withdrew.

The bill last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on the Judiciary.

Mr. Plumer, from the committee on the Judiciary, to whom was referred the bill, entitled, "An act establishing the times and places of holding the Probate Court within and for the county of Rockingham," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Weeks, from the committee on Military Affairs, to

whom was referred an address to His Excellency the Governor, for the removal of Colonel Henry Hyde from the command of the 37th regiment, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said Address; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Plumer—

Ordered, That it lie on the table.

Mr. Minot, from the committee to whom was re-committed the resolution relative to the time at which the Legislature may adjourn, reported the same, with an amendment.

On motion by Mr. Minot—

Ordered, That it lie on the table.

On motion by Mr. Plumer—

The address to His Excellency the Governor, for the removal of Colonel Henry Hyde from the command of the 37th regiment, was taken up, and considered: and,

On his motion—

Ordered, That it be re-committed to the committee on Military Affairs.

Mr. Plumer, from the committee on the Judiciary, to whom was referred the resolution relative to the salaries of the officers of the Court of Probate in the county of Cheshire, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Plumer—

Ordered, That it lie on the table.

Mr. Nye, from the committee on Manufacturing Establishments, to whom was referred a bill, entitled, "An act

to alter the names of certain persons therein mentioned,^h reported the same, without amendment: and,

On motion—

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Payson, a member of the House:

“ Mr. President :

“ I am instructed to inform the Senate, that the Declaration of Independence is about to be read by the Speaker of the House of Representatives; and to invite the attendance of the Senate in the Representatives Hall, at the reading thereof.”

And he withdrew.

The Senate attended at the reading of the Declaration of Independence in the Representatives Hall, agreeably to the invitation communicated by message: and it having been read,

The Senate returned to their chamber.

On motion—

The Senate adjourned to 3 o'clock this afternoon,

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WEDNESDAY, JULY 4: 3-o'clock, P. M.

*Met according to adjournment.*

The bill, entitled, “ An act establishing the times and places of holding the Probate Court within and for the county of Rockingham,” was read the third time,

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.



A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President :*

" The House of Representatives have passed a bill, entitled, " An act for the support and regulation of primary schools," and an address for the removal of certain military officers, in which they request the concurrence of the Senate."

And he withdrew.

The bill and address, last received from the House of Representatives, were severally read twice, by unanimous consent : and,

On motion—

*Ordered*, That the bill be referred to the committee on Schools and Seminaries of Learning, and the address to the committee on Military Affairs.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, " An act providing for the assessment and collection of taxes on lands and buildings of non-residents," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the bill ; and no amendment being made, it was reported to the Senate : and,

On motion by Mr. Minot—

*Ordered*, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President :*

" The House of Representatives have passed a bill, entitled, " An act to incorporate the New-Hampshire Canal and Steam-Boat Company," in which they request the concurrence of the Senate."



And he withdrew.

The bill last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

*Ordered*, That said bill be referred to the committee on Incorporations.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“*Mr. President* :

“The House of Representatives agree to the amendments proposed by the Senate to the bill, entitled, “An act to constitute a new county in this State by the name of Sullivan, and to prescribe the times of holding the Courts in the counties of Merrimack and Cheshire.”

And he withdrew.

On motion by Mr. Plumer—

The bill, entitled, “An act to alter the names of certain persons therein mentioned,” was taken up, and considered.

On motion by Mr. Plumer—

To amend the same, by striking out the following words near the end of said bill, viz.

“and the several persons herein named, shall hereafter be called and known by the names which by this act they are respectively allowed to assume as aforesaid”—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no further amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The bill was accordingly read the third time.

*Resolved*, That it pass, with an amendment.



*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, “An act to incorporate the Boscawen Aqueduct Corporation”—

A bill, entitled, “An act regulating the selection and services of grand and petit jurors”—

A resolution, for an appropriation to erect an additional story on the Arsenal at Portsmouth— and,

A resolution, making an appropriation for the Deaf and Dumb.

On motion by Mr. Parker—

The resolution, relative to the salaries of the officers of the Court of Probate within and for the County of Cheshire, was taken up, and considered.

On motion by Mr. Parker—

To amend said resolution, by inserting after the word “Register,” in the 12th line, the following words, viz.

“And the salary of the Judge of Probate for the county of Sullivan shall, from and after the expiration of three years as aforesaid, be one hundred and seventy-five dollars, instead of one hundred and fifty dollars; and the salary of the Register of Probate for said county shall, after the expiration of the aforesaid term of three years, be two hundred and twenty-five dollars, instead of two hundred dollars”—

It was determined in the negative.

On motion by Mr. Parker—

To amend said resolution, by striking out the word “now,” in the 6th line, and the word “now,” in the 11th line—



It was determined in the affirmative.

On the question, "Shall this resolution pass to a third reading?"—

It was determined in the affirmative.

Yeas, 7—Nays, 5.

The yeas and nays being required by Mr. Parker—

Those who voted in the affirmative are,

Mr. Hill

Mr. Bartlett

Mr. Prescott

Mr. Bowers

Mr. Harvey

Mr. Parker

Mr. Minot

In the negative,

Mr. Parsons

Mr. Plumer

Mr. Chandler

Mr. Nye

Mr. Weeks.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President :*

"The House of Representatives concur with the Senate, in the passage of the bill, entitled, "An act empowering school districts to build and repair school houses," and a bill, entitled, "An act to incorporate the Candia Sacred Musick Society."

"They have passed a bill, entitled, "An act regulating licensed houses;" a resolution, making an allowance to Samuel Dinsmoor, junior; a resolution, making an allowance to William Pickering; and a resolution, relative to



the purchase of three copies of Hale's Map of New-England; in which bill, and resolutions, they request the concurrence of the Senate."

And he withdrew.

The bill, and the three resolutions, last received from the House of Representatives, were severally read twice, by unanimous consent: and,

On motion—

*Ordered*, That said bill be referred to the committee on the Judiciary: the two first of said resolutions, to the committee on Claims: and the last of said resolutions, to the committee on Schools and Seminaries of Learning.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President* :

"The House of Representatives concur with the Senate, in the resolution requesting the Governor to appoint some suitable person to preach the next Election Sermon.

"They have passed a resolution, allowing one of Carri-gain's Maps to the town of Bath; in which they request the concurrence of the Senate.

"The Speaker of the House of Representatives having signed the two resolutions, and the two bills, last reported to have been engrossed, I am directed to bring them to the Senate for the signature of their President."

And he withdrew.

The resolution last brought from the House of Representatives for concurrence, was read twice, by unanimous consent: and,

On motion—

*Ordered*, That it be referred to the committee on Schools and Seminaries of Learning.



Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a bill, entitled, "An act for the support and regulation of schools," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate.

Mr. Plumer made a motion, to amend said bill, by striking out the words "and places," wherever they occur in said bill, after the word "towns:" and,

On motion by Mr. Weeks--

*Ordered*, That said bill and said amendment lie on the table.

The President signed the two bills, and the two resolutions, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

Mr. Parker, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed--

A bill, entitled, "An act establishing the times and places of holding Probate Courts within and for the county of Rockingham"--

A bill, entitled, "An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of County expenses"--

A bill, entitled, "An act for raising forty thousand dollars for the use of this State"-- and

A resolution, instructing the Attorney-General to institute process against the Proprietors of the Locks at White River Falls.

On motion by Mr. Parsons--



The bill, entitled, "An act for the support and regulation of primary schools," was taken up, and considered.

On the question to concur in the amendment proposed by Mr. Plumer—

It was determined in the negative.

Mr. Plumer made a motion to amend said bill, by striking out the words "by ballot," in the 2d line of the 3d section: and,

On motion by Mr. Parker—

Ordered, That said bill and said amendment lie on the table.

On motion—

*The Senate adjourned to 9 o'clock to-morrow morning.*

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THURSDAY, JULY 5, 1827.

Met according to adjournment.

On motion by Mr. Nye—

The bill, entitled, "An act for the support and regulation of primary schools," was taken up, and considered.

The amendment proposed by Mr. Plumer to said bill, was withdrawn.

On motion by Mr. Parker—

To amend said bill, by striking out the words "chosen by ballot at the annual meeting," and inserting "appointed by the selectmen annually"—

It was determined in the affirmative.

On motion by Mr. Plumer—

To amend said bill, by striking out the following at the end of the 3d section, viz.

“ And the said committees are furthermore empowered and required, on application made to them by any master or mistress of any school in their respective towns, or by any inhabitant of any school district therein, at their discretion, to order the expulsion of any scholar from any school in their respective towns, who will not obey and submit to the necessary and reasonable rules, orders, and regulations of said school”—

It was determined in the negative.

On motion—

Ordered, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President :*

“ The Speaker of the House of Representatives having signed the three bills, and the resolution, last reported to have been engrossed, I am directed to bring them to the Senate for the signature of their President.”

And he withdrew.

The President signed the three bills, and the resolution, last presented for his signature, and they were delivered to the committee on Engrossed bills, to be laid before the Governor.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President :*

“ The House of Representatives agree to the amendment proposed by the Senate, to the bill, entitled, “ An act to alter the names of certain persons therein mentioned.”

And he withdrew.

Mr. Parker, from the committee on Engrossed Bills, reported, that the three bills, and the resolution, last signed by the President of the Senate, had been laid before the Governor.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a resolution, that the Treasurer be directed to purchase three copies of Hale's Map of the New-England States, one for the use of the Governor and Council, one for the Senate, and one for the House of Representatives, and that the Governor be authorised to draw his warrant on the treasury for the sum necessary to purchase the same, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was accordingly read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a resolution, that the town of Bath be furnished with one of Carrigain's Maps, at the expense of the State, and that the Treasurer be requested to procure said Map, and deliver the same to the Representative from Bath, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to

consider said resolution ; and no amendment being made,
it was reported to the Senate : and,

On motion by Mr. Plumer—

That said resolution be indefinitely postponed—

It was determined in the negative.

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that William Pickering be allowed the sum of seventy-three dollars and thirty cents, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Samuel Dinsmoor, junior, be allowed the sum of ninety-nine dollars and fifty cents, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

Ordered, That it pass to a third reading.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate the New-Hampshire Canal and Steam-Boat Company," reported the same, with sundry amendments.

On the question to concur in the first of said amendments, viz.

Add to the end of the 15th line, in the 15th section, the following:

"And in all cases when damages shall be assessed pursuant to this act, if said Company shall neglect to pay or tender to the person or persons to whom such damages shall be awarded, or to the guardian, husband, agent, or attorney of such person, the amount of such damages, within six months after such award shall be made, except an appeal be entered, and in that case within three months after judgment entered, all right of said Company to such property then appraised shall cease, unless they shall purchase the same of the owner thereof"—

It was determined in the affirmative.

On the question to concur in the second of said amendments, viz.

Add to the end of the 23d section the following:

"Provided, that this transfer shall not be held so as to prevent the construction of a canal or canals at any time from the waters of the Winnipissiogee lake to unite with canals below on Merrimack river, whenever the public good shall require"—

It was determined in the affirmative.

On the question to concur in the third of said amendments, viz.

Add to said bill the following section, viz.

SECTION 26. *And be it further enacted*, That the Legislature of this State shall, at any time hereafter, have the

right, and it hereby reserves the right, of authorizing the proprietors of any other canal or canals, which may hereafter be made, to enter said New-Hampshire Canal at such place or places as may be found most convenient for uniting the same; and at such place or places to construct and have a basin or basins, to be used in common, as well by the proprietors of said New-Hampshire Canal, as by the proprietors of such other canals as may be connected therewith, for the reception of boats, rafts, and all other articles which may be transported thereon; the proprietors of such canal or canals making compensation to the proprietors of said New-Hampshire Canal for all actual injury or damage occasioned to said New-Hampshire Canal by entering the same as aforesaid; the same to be assessed in such way and manner as the Legislature may direct: provided, however, that it is not hereby intended that any compensation is to be made for any damages or injury arising from the division of any trade or business from said Canal, through the Canal so entering the same"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no further amendments being made, it was reported to the Senate: and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The bill was read the third time.

Resolved, That it pass, with amendments.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act to constitute a new county in this State by the name of Sullivan, and to prescribe the times of holding the Courts in the counties of Merrimack and Cheshire"—

A bill, entitled, "An act to alter the names of certain persons therein mentioned"—

A bill, entitled, "An act to incorporate the Candia Sacred Musick Society"— and,

A resolution, requesting the Governor to appoint some suitable person to preach the next Election Sermon.

On motion by Mr. Minot—

The bill, entitled, "An act providing for the assessment and collection of taxes on lands of non-residents," was taken up, and considered.

Mr. Minot made a motion, to postpone said bill indefinitely: and,

On motion by Mr. Parker—

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"Mr. President:

"The Speaker of the House of Representatives having signed the three bills, and the resolution, last reported to have been examined, I am directed to bring them to the Senate for the signature of their President."

And he withdrew.

The President signed the three bills, and the resolution, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

On motion—

The Senate adjourned to 3 o'clock this afternoon.

THURSDAY, JULY 5 : 3 o'clock, P. M.

Met according to adjournment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives concur with the Senate, in the passage of a bill, entitled, “ An act to exempt pews, in certain cases, from attachment and execution, except for taxes assessed by the parish,” with an amendment.

“ They have passed a bill, entitled, “ An act for establishing an equitable method of making taxes :” a bill, entitled, “ An act defining the jurisdiction of the Court of Common Pleas in certain cases :” a bill, entitled, “ An act to regulate the weighing of merchandize and other commodities :” a bill, entitled, “ An act regulating the fees of Clerks of the Senate and House of Representatives :” and a resolution, giving to Joseph Cofran, of Concord, the charge of the State-House the ensuing year : in which bills and resolution they request the concurrence of the Senate.”

And he withdrew.

The four bills, and the resolution, last received from the House of Representatives for concurrence, were severally read twice, by unanimous consent : and,

On motion—

Ordered, That the three first of said bills be referred to the committee on the Judiciary : and the fourth of said bills, to the committee on Claims.

Resolved, That said resolution pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, “ An act for the suppression of lotteries,” reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

The Senate proceeded to consider the bill, entitled, "An act to exempt pews, in certain cases, from attachment and execution, except for taxes assessed by the parish," with the amendment proposed thereto by the House of Representatives.

On the question to concur in said amendment, viz.

Insert after the word "effect," in the last line but one, the words "any attachment in"—

It was determined in the affirmative.

Ordered, That the Clerk notify the House of Representatives accordingly.

The resolution, making an allowance to Samuel Dinsmoor, junior, was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The resolution, making an allowance to William Pickering, was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act for the support and regulation of primary schools," was read the third time.

Resolved, That it pass, with amendments.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr, Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives have amended the resolution, reported by the joint committee, fixing the time when the Legislature may adjourn, by striking out the words “ Friday the sixth instant,” and inserting “ Saturday the seventh instant,” in which amendment they request the concurrence of the Senate.

“ They have concurred with the Senate, in a resolution authorising the Warden of the State Prison to dispose of certain stone belonging to the State.

“ They have passed a bill, entitled, “ An act to incorporate the Wentworth Meeting-house Association : ” a bill, entitled, “ An act to incorporate the Trustees of Wakefield Academy : ” A bill, entitled, “ An act to regulate the keeping and selling and transporting gun-powder : ” a bill, entitled, “ An act authorising the Court of Common Pleas to liberate prisoners in the county goals in certain cases : ” a resolution, making an appropriation for the department of the Adjutant-General : a resolution, authorising the Secretary to distribute the laws of the United States : a resolution, relative to an alteration of the room under the Senate chamber : a resolution, making an allowance to Mark Fisk : a resolution, making an allowance to Philip Carri-gain : and a resolution, making an allowance to Richard Bartlett : in which bills and resolutions they request the concurrence of the Senate.”

And he withdrew.

The four bills, and the six resolutions, last received from the House of Representatives for concurrence, were severally read twice, by unanimous consent : and,

On motion—

Ordered, That the two first of said bills be referred to the committee on Incorporations: the third of said bills and the first of said resolutions, to the committee on Military Affairs: the fourth of said bills and the second of said resolutions, to the committee on the Judiciary: the third of said resolutions, to the members of the joint committee on the State-House who belong to the Senate: and the fourth, fifth, and sixth of said resolutions, to the committee on Claims.

The Senate proceeded to consider the amendment proposed by the House of Representatives to the resolution fixing upon the time of adjournment: and,

On motion by Mr. Weeks—

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“ Mr. President :

“ The House of Representatives agree to the amendment proposed by the Senate to the bill, entitled, “ An act for the support and regulation of primary schools.”

And he withdrew.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“ Mr. President ;

“ The House of Representatives have passed a bill, entitled, “ An act to provide for the collection of taxes assessed upon the inhabitants of towns, and upon the improved lands of non-residents,” in which they request the concurrence of the Senate.”

And he withdrew.

The bill last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on the Judiciary.

The resolution, relative to the salaries of the officers of the Court of Probate within and for the county of Cheshire, was read the third time.

On the question, "Shall this bill pass?"—

It was determined in the affirmative.

Yeas, 7—Nays, 5.

The yeas and nays being required by Mr. Nye—

Those who voted in the affirmative are,

Mr. Hill

Mr. Bartlett

Mr. Prescott

Mr. Bowers

Mr. Harvey

Mr. Parker

Mr. Minot.

Those who voted in the negative, are—

Mr. Parsons

Mr. Plumer

Mr. Chandler

Mr. Nye

Mr. Weeks.

Ordered, That the Clerk request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ Mr. President :

“ The House of Representatives agree to the amendments proposed by the Senate, to the bill, entitled, “ An act to incorporate the New-Hampshire Canal and Steam-Boat Company.”

And he withdrew.

Mr. Hill, from the committee on Engrossed Bills, reported, that the three bills, last signed by the President of the Senate, had been laid before the Governor.

On motion by Mr. Plumer—

The bill, entitled, “ An act providing for the assessment and collection of taxes on lands of non-residents,” was taken up, and considered.

On motion by Mr. Plumer—

To amend said bill, by striking out the words “ within two days of the termination of the same session,” in the 11th and 12th lines of the 4th section, and inserting the words,

“ the twenty-fifth day of June annually”—

It was determined in the affirmative.

On motion by Mr. Plumer—

Further to amend said bill, by striking out the words “ the second day next preceding the termination of said session,” in the 25th and 26th lines of the 4th section, and inserting the words,

“ the twenty-fifth day of June annually”—

It was determined in the affirmative.

On motion by Mr. Plumer—

Further to amend said bill, by striking out the words “ twenty-five cents for each lot or tract advertised; for

making the sale, fifty cents on each lot or tract sold," in the 5th, 6th, and 7th lines of the 10th section, and inserting the following :

"for all the lots or tracts in any one town, on which taxes may be due, one dollar ; for making the sale on each lot or tract by them sold, twelve cents ; provided, the same shall in no case exceed three dollars for all the lots or tracts so sold"—

It was determined in the affirmative.

On motion by Mr. Plumer—

Further to amend said bill, by adding thereto the following section, viz.

"*And be it further enacted*, That the sheriffs of the several counties shall proceed in the collection of the State and county taxes of non-residents in the same way and manner as by law they might before the passage of this act, any thing herein to the contrary notwithstanding"—

It was determined in the affirmative.

On motion by Mr. Parker—

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President* :

"The House of Representatives have passed a bill, entitled, "An act to incorporate the Proprietors of the Merrimack Locks and Canal : and a bill, entitled, "An act to annex the town of Derry to Senatorial District Number Three ; also to annex the militia in the town of Derry to the eighth regiment : " in which bills they request the concurrence of the Senate."

And he withdrew.

The two bills last received from the House of Representatives, were severally read twice, by unanimous consent: and,

On motion—

Ordered, That the first of said bills be referred to the committee on Incorporations, and the second of said bills to the committee on Elections.

Mr. Bartlett, from the committee on Incorporations, to whom was referred the bill, entitled, "An act to incorporate the Wentworth Meeting-house Association," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The bill was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Hill, from the committee on Schools and Seminaries of Learning, to whom was referred a bill, entitled, "An act to incorporate the Trustees of Wakefield Academy," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The bill was read the third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a resolution, that the Secretary of the State be and he hereby is authorized and directed to deliver to the several town clerks of this State, or their order, or to the Representatives of the several towns, to be by them delivered to said town clerks, one copy, for the use of each town, of the Laws of the United States which are now in his possession, or which may hereafter be by him received, and that the remaining copies be deposited in the Library, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read a third time.

Resolved, That it pass.

Ordered, That the Clerk notify the House of Representatives accordingly.

Mr. Weeks, from the committee on Military Affairs, to whom was referred the following Address, viz.

"To His Excellency Benjamin Pierce, Captain-General and Commander-in-Chief of the Militia of the State of New-Hampshire :

"The Senate and House of Representatives, in General Court convened, respectfully represent to your Excellency, that the following officers, duly commissioned in the

militia of said State, have removed without the limits of their respective commands, without having resigned their commissions: to wit: Daniel Bradford, Cornet of the company of Cavalry in the 8th regiment: Benjamin Holt, Lieutenant of the Light Infantry company in the 11th regiment: Abner K. Kent, Lieutenant of the 2d company of Infantry in the 23d regiment: Spenser H. Horn, Lieutenant of the 7th company in the 27th regiment: Nehemiah H. Flanders, Lieutenant of the 2d company of Infantry in the 40th regiment—

“They therefore request your Excellency to remove the aforesaid officers from their respective commands, agreeably to the provisions of the constitution”—

Reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said Address; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Weeks, from the committee to whom was referred a resolution, that Jeremiah Pecker, Esquire, of Concord, be authorised to contract with some person to alter the room under the Senate chamber, and divide the same into rooms for the use of committees, on a level with and similar to those in the south wing of the Capitol, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Hill—

To amend said resolution, by adding after the word “capitol,” the words “provided that the whole extent of the ground floor shall be left in a single room”—

It was determined in the affirmative,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was accordingly read the third time.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk request the concurrence of the House of Representatives in said amendment.

Mr. Parker, from the committee on Claims, to whom was referred a bill, entitled, "An act regulating the fees of Clerks of the Senate and House of Representatives," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Chandler—

To amend said bill, by striking out the words "three dollars," in the 1st section, and inserting the words "two dollars and fifty cents"—

It was determined in the affirmative.

On motion by Mr. Bartlett—

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"Mr. President:

"The House of Representatives have passed a bill, entitled, "An act to incorporate Arthur Branscomb and his associates by the name of the Piscataqua Steam-Boat Company;" a resolution, relating to the recording and certifying Acts in the Secretary's office: and a resolution, making an allowance to Nathaniel W. Williams: in which they request the concurrence of the Senate."

And he withdrew.

The bill, and two resolutions, last received from the House of Representatives, were severally read twice, by unanimous consent: and,

On motion—

Ordered, That the bill be referred to the committee on Incorporations: the first of said resolutions, to the members of the Senate who belong to the committee on the Library: and the second of said resolutions, to the committee on Claims.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act to regulate the weighing of merchandize and other commodities," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President* :

"The House of Representatives have passed a resolution, directing the Clerks of both Houses to make up the pay-rolls to include Saturday the 7th instant, in which they request the concurrence of the Senate."

And he withdrew.

The resolution last received from the House of Representatives was read: and,

On motion by Mr. Hill—

Ordered, That it lie on the table.

Mr. Plumer, from the committee on the Judiciary, to whom was referred the bill, entitled, "An act for establishing an equitable method of making taxes," reported the same, with an amendment.

On the question to concur in the amendment, viz.

Insert after the word "year," in the 6th line of the 6th section, the words, "at the average value thereof for the year"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Chandler—

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"Mr. President:

"The House of Representatives have agreed to the amendments proposed by the Senate to the bill, entitled, "An act to incorporate the United Fraternity."

And he withdrew.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"Mr. President:

"The House of Representatives have passed an Address to His Excellency the Governor, for the removal of Oliver S. Foss, Lieutenant-Colonel of the 2d regiment, in which they request the concurrence of the Senate."

And he withdrew.

The Address last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

Ordered, That it be referred to the committee on Military Affairs.

Mr. Weeks, from the committee on Military Affairs, to whom was referred an Address to His Excellency the Governor, for the removal of Captain Jonathan Jackson, commanding the 1st company of Infantry in the 36th regiment, reported the same, with an amendment.

On the question to concur in said amendment, viz.

Strike out the words "by reason of imbecility," in the 11th and 12th lines—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said Address; and no amendment being made, it was reported to the Senate : and,

On motion—

Ordered, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

Resolved, That it pass, with an amendment.

Ordered, That the Clerk request the concurrence of the House of Representatives in said amendment.

On motion by Mr. Bartlett—

Resolved, That when the Senate adjourns, it adjourn to 3 o'clock to-morrow morning.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act authorising the Court of Common Pleas to liberate prisoners in the county goals in certain cases," reported the same, with an amendment.

On the question to concur in said amendment, viz.

Insert after the word "thereof," in the 8th line, the following:

"or who shall have been ordered by the Superior Court or Court of Common Pleas to procure any surety or sureties for the payment of any sum or sums of money, and shall be held in confinement through his or her inability to procure such surety or sureties"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

Ordered, That it pass to a third reading.

Mr. Weeks, from the committee on Military Affairs, to whom was referred a bill, entitled, "An act to regulate the keeping and selling and transporting gun-powder," reported the same, with an amendment.

On the question to concur in said amendment, viz.

Insert after the word "place," in the 3d line of the 5th section, the words "to place"—

It was determined in the affirmative.

On motion—

The Senate adjourned to 3 o'clock to-morrow morning.

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*FRIDAY, JULY 6, 1827.*

*Met according to adjournment.*

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Rev. Nathaniel W. Williams be



allowed forty dollars for his services as Chaplain during the present session of the Legislature, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

The bill, entitled, "An act authorising the Court of Common Pleas to liberate prisoners in the county goals, in certain cases," was read the third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

An address for the removal of certain military officers, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The bill, entitled, "An act to regulate the weighing of merchandize and other commodities," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Chandler, from the committee on Elections, to whom was referred a bill, entitled, "An act to annex the town of Derry to Senatorial District Number Three, also to annex the Militia in the town of Derry to the eighth regiment," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to



consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The bill was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Weeks, from the committee on Military Affairs, to whom was referred an Address to His Excellency the Governor for the removal of Colonel Henry Hyde from the command of the 27th regiment, reported, that said Address should be indefinitely postponed.

On motion by Mr. Parker—

*Ordered*, That said report lie on the table.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a resolution relative to the recording and certifying Acts in the Secretary's office, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate.

Mr. Hill made a motion, to amend said resolution, by striking out the whole of the same after the word "preserved," in the 20th line: and,

On motion by Mr. Nye—

*Ordered*, That it lie on the table.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act regulating licensed houses," reported the same, with an amendment.

On the question to concur in said amendment, viz.



Strike out the word "fifty," and insert the word "fifteen"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Prescott—

*Ordered*, That it lie on the table.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act defining the jurisdiction of the Court of Common Pleas in certain cases," reported the same, with amendments.

On the question to concur in the first of said amendments, viz.

Strike out, after the word "fregit," in the 3d line of the 1st section, the words "originally commenced," and insert the words "which may hereafter be commenced"—

It was determined in the affirmative.

On the question to agree to the second of said amendments, viz.

Strike out the words "which are or may hereafter be pending," in the 4th and 5th lines of the 1st section—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendments being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate Arthur Branscomb and his associates by the name of the



Piscataqua Steam-Boat Company," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act to provide for the collection of taxes assessed upon the inhabitants of towns and upon the improved lands of non-residents," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act to exempt pews, in certain cases, from attachment and execution, except for taxes assessed by the parish:"

A bill, entitled, "An act empowering school districts to build and repair school houses:"

A resolution, relative to the purchase of three copies of Hale's Map of New-England:

A resolution, allowing one of Carrigain's Maps to the town of Bath:

A resolution, directing the Secretary to distribute the laws of the United States:

A resolution, making an allowance to Samuel Dinsmoor, junior: and,



A resolution making an allowance to William Pickering, Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate the Proprietors of the Merrimack Locks and Canals," reported the same, with an amendment.

On the question to concur in the amendment, viz.

Strike out, after the word "boats," in the 4th line of the 7th section, all the residue of the section, and insert the following:

"is hereby granted to said proprietors, the rate thereof, to be established by the Justices of the Superior Court, and on application made by any person to them for that purpose, to be by them at any time altered in such manner as they may think just and reasonable"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"Mr. President:

"The House of Representatives have postponed to the next session of the General Court, a bill, entitled, "An act to incorporate sundry persons by the name of Belknap Aqueduct,"

"They concur in the amendments proposed by the Senate to the bill, entitled, "An act to establish an equitable method of making taxes;" a bill, entitled, "An act to regulate the keeping and selling and transporting gun-powder:" a bill, entitled, "An act authorising the Court of Common Pleas to liberate prisoners in the county gaols, in certain cases;" a resolution, relative to an alteration of the room under



the Senate Chamber: and an address to His Excellency the Governor for the removal of the officer commanding the 1st company of Infantry in the 36th regiment."

And he withdrew.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Richard Bartlett be allowed the sum of five hundred ninety-three dollars and seventy-four cents, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Mark Fisk, Executor of the last Will and Testament of Benjamin Fisk, be allowed the sum of eight dollars and ninety cents, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.



*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Plumer—

The resolution, relative to the revision of the Laws relating to towns and town officers, was taken up, and considered: and,

On motion—

*Ordered*, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

*“ Mr. President :*

*“ The Speaker of the House of Representatives having signed the two bills, and the five resolutions, last reported to have been engrossed, I am directed to bring them to the Senate for the signature of their President.”*

And he withdrew.

The President signed the two bills, and the five resolutions, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Philip Carrigain be allowed the sum of fifteen dollars, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.



The resolution was read the third time accordingly.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act defining the duties and providing for the payment of County Solicitors," reported the same, without amendment.

On motion by Mr. Plumer—

*Ordered*, That said bill be indefinitely postponed.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Minot—

The address for the removal of Colonel Henry Hyde, was taken up, and considered.

The address was read the third time.

On motion by Mr. Plumer—

The report of the committee upon the subject of said address was taken up, and considered: and,

On motion—

The Senate concurred in said report, and the address was indefinitely postponed.

On motion by Mr. Nye—

The resolution, relating to the recording and certifying acts in the Secretary's office, was taken up, and considered.

Mr. Hill withdrew his motion to amend said resolution.

On motion by Mr. Parker—

To amend said resolution, by striking out the word "eight," in the 23d line, and inserting the word "two"—

It was determined in the negative.

On motion by Mr. Parsons—



To amend the same, by striking out the word "eight," in the 23d line, and inserting the word "two"—

It was determined in the affirmative.

On motion—

*Ordered*, That it pass to a third reading.

On motion by Mr. Prescott—

The bill, entitled, "An act regulating licensed houses," was taken up, and considered.

On motion by Mr. Prescott—

To amend said bill, by striking out the word "five," in the 6th line of the 2d section, and inserting the word "ten," and by striking out the word "two," in the same line, and inserting the word "five"—

It was determined in the negative.

On motion by Mr. Prescott—

To amend the same, by striking out the word "five," in the 11th line of the 3d section, and inserting the word "ten," and by striking out the word "two," in the 12th line of the 3d section, and inserting the word "five"—

It was determined in the affirmative.

On motion by Mr. Prescott—

To amend the same, by inserting before the word "fifteen," as amended by the Senate, in the 4th line of the 5th section, the words "not less than," and insert, after the word "dollars," the words "nor more than forty-five dollars"—

It was determined in the negative.

On motion—

*Ordered*, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:



*“ Mr. President :*

“ The House of Representatives have passed a bill, entitled, “ An act in explanation of an act passed July 6th, 1826, entitled, An act to establish salaries for the officers of the Courts of Probate in this State : ” a bill, entitled, “ An act in addition to the acts relative to the office of Sheriffs and their Deputies, and to repeal the 5th section of an act, entitled, An act in addition to an act, entitled, An act prescribing the duty and regulating the office of Sheriff : ” a resolution, granting to James Bean, five hundred acres of land : a resolution, authorising the Governor to draw on the Treasurer for five hundred dollars to defray contingent expenses : and a resolution, granting to Barzillai Emery a tract of land : in which bills and resolutions they request the concurrence of the Senate.

The two bills, and three resolutions, last received from the House of Representatives, were severally read twice, by unanimous consent : and,

On motion—

*Ordered,* That said bills be referred to the committee on the Judiciary, and said resolutions to the committee on Claims.

Mr. Hill, from the committee on Engrossed Bills, reported, that the two bills, and the five resolutions, last signed by the President of the Senate, had been laid before the Governor.

Mr. Weeks, from the committee to whom was referred a resolution, making an appropriation for the Department of the Adjutant-General, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution ; and no amendment being made, it was reported to the Senate : and,



On motion—

*Ordered*, That it pass to a third reading.

On motion by Mr. Parsons—

The resolution fixing upon the time of adjournment was taken up, and considered: and,

On the question to concur in the amendment proposed thereto by the House of Representatives—

It was determined in the affirmative.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Bartlett—

The resolution directing the Clerks of both Houses to make up the pay-rolls to include Saturday the 7th instant, was taken up, and considered.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Minot—

*Resolved*, That when the Senate adjourns, it adjourn to 2 o'clock this afternoon.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“*Mr. President*:

“The House of Representatives have passed a bill, entitled, “An act to provide for the transferring of certain business from the Court of Probate in the county of Cheshire, to the Probate Court in the county of Sullivan, and for other purposes:” a resolution, directing the Secretary of State to procure records and files from the State of Massachusetts, and from the county of Norfolk: a resolution, making an allowance to John M'Duffee: a resolution, making an allowance to Asa Freeman: a resolution,



making an allowance to P. P. Furber : and a resolution, making an allowance to Moses L. Neal : in which bill and resolutions they request the concurrence of the Senate.”

And he withdrew.

The bill, and the five resolutions, last received from the House of Representatives, were severally read twice, by unanimous consent : and,

On motion—

*Ordered*, That said bill and the first of said resolutions be referred to the committee on the Judiciary, and the four last of the resolutions to the committee on Claims.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President* :

“ The House of Representatives have passed a resolution, discharging the joint committee on the Library from the further consideration of the memorial of Jonathan Elliot, of the city of Washington, in which they request the concurrence of the Senate.

“ They do not concur with the Senate in the passage of the bill, entitled, “ An act to exempt soldiers from a poll tax in certain cases.”

And he withdrew.

On motion—

The Senate concurred in the resolution last received from the House of Representatives.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Weeks presented, for consideration, the following resolution : viz.

*Resolved by the Senate*, That the Attorney-General be required to communicate to the Senate, by the first Tuesday



of the next June session of the Legislature, his opinion upon each of the following questions, viz.

1. Has the Legislature a Constitutional right to grant a tax upon the lands in a particular unincorporated place for the purpose of making or repairing roads in such place?

2. Has the Legislature a Constitutional right to grant a tax upon a particular incorporated town or place for the purpose of making or repairing roads in such town or place?

*Resolved*, That His Excellency the Governor be requested to furnish the Attorney-General with a copy of the foregoing resolution.

On motion by Mr. Parsons—

*Ordered*, That said resolution lie on the table.

Mr. Weeks, from the committee on Military Affairs, to whom was referred an Address to His Excellency the Governor, for the removal of Abner S. Foss, Lieutenant-Colonel of the 2d regiment, reported the same, without amendment.

On motion by Mr. Parker—

*Ordered*, That said address lie on the table.

On motion—

*The Senate adjourned to 2 o'clock this afternoon.*

FRIDAY, JULY 6: 2 o'clock, P. M.

*Met according to adjournment.*

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act in addition to



the acts relative to the office of Sheriffs and their Deputies, and to repeal the 5th section of an act, entitled, An act in addition to an act, entitled, An act prescribing the duty and regulating the office of Sheriff," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Weeks—

*Ordered*, That it lie on the table.

The bill, entitled, "An act regulating licensed houses," was read the third time.

On motion by Mr. Chandler—

That said bill be indefinitely postponed—

It was determined in the negative.

Yeas, 4—Nays, 7.

The yeas and nays being required by Mr. Chandler—

Those who voted in the affirmative, are—

Mr. Plumer

Mr. Chandler

Mr. Bowers

Mr. Minot.

Those who voted in the negative, are—

Mr. Parsons

Mr. Bartlett

Mr. Prescott

Mr. Harvey

Mr. Parker

Mr. Nye

Mr. Weeks.

*Resolved*, That it pass, with an amendment.



*Ordered*, That the Clerk request the concurrence of the House of Representatives in said amendment.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

“ *Mr. President* :

“The House of Representatives have passed a resolution, disapproving of the amendments to the Constitution of the United States proposed by the State of Georgia: and a resolution, disapproving of the amendments of the Constitution of the United States proposed by the State of Tennessee: in which they request the concurrence of the Senate.”

And he withdrew.

The two resolutions last received from the House of Representatives were read twice, by unanimous consent: and,

On motion—

*Ordered*, That they be referred to the committee on the Judiciary.

The bill, entitled, “An act to incorporate the Proprietors of the Merrimack Locks and Canal,” was read the third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives in said amendment.

The bill, entitled, “An act to incorporate Arthur Branscomb and his associates by the name of the Piscataqua Steam-Boat Company,” was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, “An act transferring the



business from the Court of Probate in the county of Cheshire to the Probate Court in the county of Sullivan, and for other purposes," reported the same, with an amendment.

On the question to concur in said amendment, viz.

Section 1, line 14, insert after the word "determined," the words "in the said county of Cheshire"—

It was determined in the affirmative.

On motion by Mr. Plumer—

To amend said bill, by striking out all of the 2d section—

It was determined in the affirmative.

On motion by Mr. Hill—

*Ordered*, That it lie on the table.

The bill, entitled, "An act defining the jurisdiction of the Court of Common Pleas in certain cases," was read the third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives in said amendment.

Mr. Weeks, from the committee on Military Affairs, to whom was referred a resolution, granting to James Bean five hundred acres of land, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.



Mr. Weeks, from the committee on Military Affairs, to whom was referred a resolution, granting to Barzillai Emery a tract of land, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution, making an allowance to Nathaniel W. Williams, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution, relative to the revision of the Laws relating to towns and town officers, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution, relating to the recording and certifying Acts in the Secretary's office, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Weeks, from the committee on Military Affairs, to whom was referred a resolution, authorising the Governor to draw on the Treasurer for five hundred dollars to defray



contingent expenses, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

The resolution, making an appropriation for the Department of the Adjutant-General, was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a bill, entitled, "An act in explanation of an act passed July 6th, 1826, entitled, An act to establish salaries for the officers of the Courts of Probate in this State," reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said bill ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That it pass to a third reading.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President* :

"The House of Representatives have passed a resolution, making an allowance to Isaac Hill : a resolution, making an allowance to Philip Carrigain : and a resolution,



making an allowance to Joseph Cofran : in which resolutions they request the concurrence of the Senate."

And he withdrew.

The three resolutions last received from the House of Representatives were severally read twice, by unanimous consent: and,

On motion—

*Ordered*, That said resolutions be referred to the committee on Claims.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that John M'Duffee be allowed one hundred and thirty-four dollars, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that P. P. Furber be allowed the sum of sixty dollars, in full of his account, and that said sum be paid out of the treasury, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution; and no amendment being made, it was reported to the Senate: and,

On motion—



*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a resolution, directing the Secretary of the State to procure records and files from the State of Massachusetts and from the county of Norfolk, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That it pass to a third reading.

On motion by Mr. Nye—

The bill, providing for the assessment and collection of taxes on lands and buildings of non-residents, was taken up, and considered.

On motion by Mr. Weeks—

That said bill be postponed to the next session of the General Court—

It was determined in the affirmative.

Yeas, 8—Nays, 4.

The yeas and nays being required by Mr. Plumer,

Those who voted in the affirmative, are—

Mr. Chandler

Mr. Hill

Mr. Prescott

Mr. Bowers

Mr. Harvey



Mr. Parker

Mr. Minot

Mr. Weeks.

Those who voted in the negative, are—

Mr. Parsons

Mr. Plumer

Mr. Bartlett

Mr. Nye.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk ;

*“ Mr. President :*

*“ The House of Representatives have passed a resolution, making an allowance to Henry E. Moore, and a resolution making an allowance to Jacob B. Moore, in which they request the concurrence of the Senate.”*

And he withdrew.

The two resolutions last received from the House of Representatives were read twice, by unanimous consent : and,

On motion—

*Ordered*, That they be referred to the committee on Claims.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a resolution, disapproving of the amendments of the Constitution of the United States proposed by the State of Georgia, reported the same, without amendment,

The Senate proceeded, as in committee of the whole, to consider said resolution ; and no amendment being made, it was reported to the Senate : and,

On motion by Mr. Hill—



*Ordered*, That it lie on the table.

Mr. Plumer, from the committee on the Judiciary, to whom was referred a resolution, disapproving of the amendments of the Constitution of the United States proposed by the State of Tennessee, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion by Mr. Hill—

*Ordered*, That it lie on the table.

On motion by Mr. Plumer—

The bill, entitled, "An act to provide for the collection of taxes assessed upon the inhabitants of towns," was taken up, and considered.

On motion by Mr. Plumer—

To amend said bill, by striking out, after the word "that," in the 1st line of section 12, the words "the act, entitled, An act declaring the duty and defining the powers of collectors of taxes, passed on the eleventh day of February, 1791, be and the same is hereby repealed;" and insert,

"all acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed"—

It was determined in the affirmative.

The bill was read the third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

On motion by Mr. Nye—

The bill, entitled, "An act in addition to the acts relative to the office of Sheriffs and their Deputies, and to re-



peal the 5th section of an act, entitled, An act in addition to an act, entitled, An act prescribing the duty and regulating the office of Sheriff," was taken up, and considered : and,

On motion by Mr. Weeks—

That said bill be indefinitely postponed—

It was determined in the affirmative.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act to annex the town of Derry to Senatorial District Number 3; also to annex the militia in the town of Derry to the eighth regiment"—

A bill, entitled, "An act to regulate the keeping and selling and transporting gun-powder"—

A bill, entitled, "An act to incorporate the Wentworth Meeting-house Association"—

A resolution, making an allowance to Philip Carrigain—

A resolution, making an allowance to Mark Fisk— and,

An address, for the removal of Captain Jonathan Jackson.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

" *Mr. President :*

"The Speaker of the House of Representatives having signed the two bills, the two resolutions, and the address, last reported by the committee on Engrossed Bills to have been duly engrossed, I am directed to bring them to the Senate for the signature of their President."

And he withdrew.

The President signed the three bills, the two resolutions,



and the address, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

On motion by Mr. Plumer—

The bill, entitled, "An act transferring the business from the Court of Probate in the county of Cheshire to the Probate Court in the county of Sullivan, and for other purposes," was taken up, and considered.

On motion by Mr. Plumer—he having voted on the question with the majority—

The vote to concur in the 2d amendment to said bill was re-considered.

On motion by Mr. Bartlett—

*Ordered*, That it lie on the table.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President :*

"The House of Representatives disagree to the amendment proposed by the Senate to the bill, entitled, "An act regulating licensed houses."

And he withdrew.

On motion by Mr. Prescott—

That the Senate *recede* from their said amendment—

It was determined in the negative.

On motion by Mr. Bartlett—

*Resolved*, That the Senate do *insist* thereon.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President :*

"The House of Representatives agree to the amendment proposed by the Senate, to the bill, entitled, "An act



to incorporate the Proprietors of the Merrimack Locks and Canal."

And he withdrew.

On motion by Mr. Plumer—

The bill, entitled, "An act for the suppression of Lotteries," was taken up, and considered: and,

On motion—

*Ordered*, That it pass to a third reading.

On motion by Mr. Prescott—

The address for the removal of Abner S. Foss, Lieutenant-Colonel of the 2d regiment, was taken up, and considered: and,

On motion by Mr. Hill—

*Ordered*, That said address be postponed to the next session of the General Court; and that said Abner S. Foss be notified of the pendency of a petition for his removal.

Mr. Hill, from the committee on Engrossed Bills, reported, that the three bills, the two resolutions, and the address, last signed by the President of the Senate, had been laid before the Governor.

Mr. Parker, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act to regulate the weighing of merchandize and other commodities"—

A bill, entitled, "An act for the support and regulation of primary schools"— and,

A bill, entitled, "An act to incorporate the United Fraternity."

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President* :

"The Speaker of the House of Representatives having



signed the three bills last reported by the committee on Engrossed Bills to have been duly engrossed, I am directed to bring them to the Senate for the signature of their President."

And he withdrew.

The President signed the three bills last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President :*

"The House of Representatives concur in the amendment proposed by the Senate, to the bill, entitled, "An act defining the jurisdiction of the Court of Common Pleas in certain cases."

"They have passed a resolution, making an allowance of \$64,00 to James Buswell : a resolution, making an allowance of \$64,00 to Edward Philbrick : a resolution, allowing Joseph Cofran \$66,50 : a resolution, allowing Aaron Carter \$64,00 : and a resolution, allowing Philip Carrigain \$12,00 : in which they request the concurrence of the Senate."

And he withdrew.

The five resolutions, last received from the House of Representatives, were severally read three times, by unanimous consent.

*Resolved*, That they pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, allowing Moses L. Neal \$174,00, reported the same, without amendment.



The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, allowing Asa Freeman ten dollars and five cents, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Engrossed Bills, reported, that the three bills, last signed by the President of the Senate, had been laid before the Governor.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“*Mr. President*:

“The House of Representatives insist on their disagreement to the amendment proposed by the Senate to the bill, entitled, “An act regulating licensed houses,” and ask a



conference with the Senate on the disagreeing votes of the two Houses."

And he withdrew,

On motion—

*Resolved*, That the Senate do agree to the conference asked by the House of Representatives on the disagreeing votes of the two Houses, on the amendment proposed by the Senate to the bill, entitled, "An act regulating licensed houses"—and,

*Ordered*, That Messrs. Weeks and Plumer be the managers at the said conference, on the part of the Senate.

On motion by Mr. Prescott—

*Resolved*, That when the Senate adjourns, it adjourn to eight o'clock this evening.

On motion—

*The Senate adjourned.*

FRIDAY, JULY 6: 8 o'clock, P. M.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"Mr. President:

"The House of Representatives have postponed, indefinitely, a resolution from the Senate relative to the salaries of the officers of the Court of Probate in the county of Cheshire.

"They have passed a resolution, making an allowance of \$2,36, to Kent, M'Farland, and Atwood; in which they request the concurrence of the Senate."



And he withdrew.

The resolution last received from the House of Representatives was read twice, by unanimous consent: and,

On motion—

*Ordered*, That it be referred to the committee on Claims.

The bill, entitled, "An act in explanation of an act relating to the salaries of officers of Probate," was read the third time.

On motion by Mr. Plumer—

*Ordered*, That it be postponed to the next session of the General Court.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

"*Mr. President* :

"The House of Representatives concur in the amendment proposed by the Senate to the bill, entitled, "An act to provide for the collection of taxes assessed upon the inhabitants of towns and upon the improved lands of non-residents."

And he withdrew.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act authorizing the Court of Common Pleas to liberate prisoners in county goals in certain cases"—

A bill, entitled, "An act to incorporate the United Fraternity"—and,

A resolution, relative to the alteration of the room under the Senate chamber.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:



*“ Mr. President :*

“ The Speaker of the House of Representatives having signed the two bills, and the resolution, last reported to have been duly engrossed, I am directed to bring them to the Senate for the signature of their President.”

And he withdrew.

The President signed the two bills, and the resolution, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

The resolution, directing the Secretary of the State to procure records and files from the State of Massachusetts and from the county of Norfolk, was read the third time.

*Resolved,* That it pass.

*Ordered,* That the Clerk notify the House of Representatives accordingly.

Mr. Hill, from the committee on Engrossed Bills, reported, that the two bills, and resolution, last signed by the President of the Senate, had been laid before the Governor.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk;

*“ Mr. President :*

“ The House of Representatives have passed a resolution, authorising the Governor to draw on the Treasurer for three hundred dollars, to defray the expenses of establishing the boundary line between this State and the State of Maine; in which they request the concurrence of the Senate.”

And he withdrew.

The resolution, last received from the House of Representatives, was read three times, by unanimous consent.



*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Plumer, from the managers on the part of the Senate at a conference on the subject of the disagreeing votes of the two Houses, on the amendment proposed by the Senate to the bill, entitled, "An act regulating licensed houses," reported, that the conferees had agreed to recommend to the two Houses respectively, to adopt the amendment proposed by the Senate, with the following amendment, viz.

Strike out the word "fifteen," and insert the word "twenty."

On motion—

*Resolved*, That the Senate do so far recede from their said amendment, as to concur in the report of the committee of conference.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"Mr. President :

"The House of Representatives so far recede from *their vote* on the amendment proposed by the Senate to the bill, entitled, "An act regulating licensed houses," as to concur in the report of the committee of conference on that subject."

And he withdrew.

On motion by Mr. Nye—

The bill, entitled, "An act to provide for the transferring of certain business from the Court of Probate in the county of Cheshire to the Probate Court in the county of



Sullivan, and for other purposes," was taken up, and considered.

On motion—

*Ordered*, That it be read a third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed—

A bill, entitled, "An act to incorporate the New-Hampshire Canal and Steam-Boat Company,"—

A resolution, authorizing the Governor to draw on the Treasurer for five hundred dollars, to defray contingent expenses,—

A resolution, making an allowance to P. P. Furber,—

A resolution, making an allowance to Richard Bartlett—

A resolution, making an allowance to Nathaniel W. Williams— and,

A resolution, making an appropriation for the Department of the Adjutant-General.

Mr. Parker, from the committee on Claims, to whom was referred the resolution, that Philip Carrigain be allowed five hundred and forty-five dollars, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read the third time.

*Resolved*, That it pass.



*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Joseph Cofran be allowed one hundred and fifty-eight dollars and thirty-four cents, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read a third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Henry E. Moore be allowed two dollars and thirty-six cents, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider said resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read a third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Isaac Hill be allowed one hun-



dred and ten dollars and sixty cents, reported the same, with an amendment.

On the question to concur in said amendment, viz.

Strike out the words "one hundred and ten dollars and sixty cents," and insert the words "one hundred and twenty-four dollars and eighty-six cents"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no further amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read a third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, that Jacob B. Moore be allowed one hundred and ninety-one dollars and seventy cents, reported the same, with an amendment.

On the question to concur in said amendment, viz.

Strike out the words "one hundred and ninety-one dollars and seventy cents," and insert the words "two hundred and twenty-five dollars and ninety-seven cents"—

It was determined in the affirmative.

The Senate proceeded, as in committee of the whole, to consider said resolution; and no further amendment being made, it was reported to the Senate: and,

On motion—

*Ordered*, That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.



The resolution was read a third time.

*Resolved*, That it pass, with an amendment.

*Ordered*, That the Clerk request the concurrence of the House of Representatives therein.

Mr. Bartlett, from the committee on Incorporations, to whom was referred a bill, entitled, "An act to incorporate certain persons by the name of the Loudon Sacred Music Society," reported the same, without amendment : and,

On his motion—

*Ordered*, That it be indefinitely postponed.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Plumer—

*Ordered*, That the committee on the Judiciary be discharged from the consideration of all subjects referred to them, on which they have not specifically reported.

On motion by Mr. Hill—

*Ordered*, That the committee on Schools and Seminaries of Learning be discharged from the further consideration of all subjects referred to them, on which they have not specifically reported.

The bill, entitled, "An act for the suppression of lotteries," was read the third time.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion by Mr. Prescott—

*Resolved*, That when the Senate adjourns, it adjourn to half past four o'clock to-morrow morning.

On motion—

*The Senate adjourned.*



SATURDAY, JULY 7, 1827.

*Met according to adjournment.*

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives concur in the amendments proposed by the Senate to the bill, entitled, “ An act to provide for the transferring of certain business from the Court of Probate in the County of Cheshire to the Probate Court in the County of Sullivan, and for other purposes ”—to the resolution in favor of Isaac Hill—and to the resolution in favor of Jacob B. Moore.”*

And he withdrew.

Mr. Parker, from the committee on Claims, to whom was referred a resolution, allowing to Kent, M'Farland & Atwood, two dollars and thirty-six cents, reported the same, without amendment.

The Senate proceeded, as in committee of the whole, to consider the resolution ; and no amendment being made, it was reported to the Senate : and,

On motion—

*Ordered,* That the Rules of the Senate be so far dispensed with, that it now pass to a third reading.

The resolution was read a third time.

*Resolved,* That it pass.

*Ordered,* That the Clerk notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The Speaker of the House of Representatives having signed the bill, and the five resolutions, last reported by the*



committee on Engrossed Bills to have been duly engrossed, I am directed to bring them to the Senate for the signature of their President."

And he withdrew.

The President signed the bill, and the five resolutions, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

"*Mr. President :*

"The House of Representatives have passed a resolution, appointing a committee, with such as the Senate may join, to wait on His Excellency the Governor, and inform him, that the business of the present session being finished, the Legislature is ready to adjourn ; in which they request the concurrence of the Senate."

And he withdrew.

On motion by Mr. Hill—

*Ordered,* That said resolution lie on the table.

Mr. Parker, from the committee on Engrossed Bills, reported, that the bill, and five resolutions, last signed by the President of the Senate, had been laid before the Governor.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed,—

A bill, entitled, "An act to incorporate the Proprietors of the Merrimack Locks and Canal,"—

A bill, entitled, "An act to provide for the collection of taxes assessed upon the inhabitants of towns, and upon the improved lands of non-residents,"—

A bill, entitled "An act regulating licensed houses,"—



A bill, entitled, "An act for the suppression of lotteries,"—

A bill, entitled, "An act for establishing an equitable method of making taxes,"—

A bill, entitled, "An act to provide for the transferring of certain business from the Court of Probate in the County of Cheshire to the Probate Court in the County of Sullivan, and for other purposes,"—

A bill, entitled, "An act to incorporate Arthur Branscomb and his associates by the name of the Piscataqua Steam-Boat Company,"—

A bill, entitled, "An act defining the jurisdiction of the Court of Common Pleas in certain cases,"—

A resolution, in favor of James Bean—

A resolution, in favor of Barzillai Emery—

A resolution, in favor of John M'Duffee—

A resolution, in favor of Asa Freeman—

A resolution, in favor of Philip Carrigain—

A resolution, making an appropriation of three hundred dollars to defray the expenses of establishing the boundary line between this State and the State of Maine—

A resolution, in favor of Joseph Cofran—

A resolution, in favor of Kent, M'Farland, and Atwood—

A resolution, in favor of Moses L. Neal—

An address, for the removal of certain military officers—

A resolution, in favor of Aaron Carter—

A resolution, in favor of Edward Philbrick—

A resolution, relative to the revision of the laws relating to towns and town officers—

A resolution, in favor of Jacob B. Moore—

A resolution, in favor of James Buswell—

A resolution, in favor of Isaac Hill—



A resolution, in favor of Henry E. Moore—

A resolution, in favor of Joseph Cofran—

A resolution, in favor of Philip Carrigain— and,

A resolution, directing the Secretary to procure records and files from the State of Massachusetts and from the county of Norfolk.

Mr. Bartlett, from the committee on Incorporations, to whom was referred the petition of Edward Smith and others, for leave to build a bridge over the river Piscataqua, reported, that said petition be postponed to the next session of the General Court; and that the petitioners, in the meantime, give notice to all concerned, of the pendency of said petition.

On motion—

The Senate concurred in the report of their committee.

On motion by Mr. Parker—

It was unanimously resolved, that the following address be read by the Clerk, and entered upon the Journal of the Senate:—

“HON. MATTHEW HARVEY:

“SIR,—

“The session of the Legislature being about to close, the members of the Senate cannot, without doing violence to their feelings, separate, without expressing their unqualified approbation of the able, impartial, and very acceptable manner, in which you have discharged the duties of the chair during the present session; and their fervent wish that your life may be prolonged, your health continued, and your prosperity and happiness increased.”

To which the President replied:—

“GENTLEMEN:

“My most respectful acknowledgments are due to you for the honorable testimony you bear me in reference to



the manner in which I have attempted to discharge my duty ; but let me say to you, that a rigid adherence to rules, to decorum, and to system, which has prevailed in the Senate the present session, has removed all perplexity and embarrassment, and indeed every thing like *labor*, from the business of the chair. For this, Gentlemen, as well as for your uniform kindness to me, you have my most sincere thanks.

“ We are about to close this session ; and if it is deemed a long one, still I am confident, that when the result of our deliberations is reviewed, it will appear that we have not been idle, nor unmindful of our duty.

“ When we separate, Gentlemen, you have my best wishes for a safe return to your families and friends : and may you long live to enjoy, with your constituents, the advantages which may result from all your laudable efforts to promote public prosperity and happiness.”

On motion by Mr. Weeks—

The resolution, requiring the Attorney-General to communicate to the Senate, by the first Tuesday of the next June session, his opinion upon certain questions, was taken up, and considered.

*Resolved*, That it pass.

On motion by Mr. Hill—

The resolution, disapproving of the amendments to the Constitution of the United States proposed by the State of Georgia, was taken up, and considered.

On motion by Mr. Nye—

That the further consideration of said resolution be postponed to the next session of the General Court—

It was determined in the affirmative.

Yeas, 6—Nays, 5.



The yeas and nays being required by Mr. Bartlett—

Those who voted in the affirmative, are—

Mr. Chandler

Mr. Hill

Mr. Bowers

Mr. Nye

Mr. Minot

Mr. Weeks.

Those who voted in the negative, are—

Mr. Parsons

Mr. Plumer

Mr. Bartlett

Mr. Prescott

Mr. Harvey.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk :

*“ Mr. President :*

*“ The House of Representatives have passed a resolution, allowing to Benjamin B. French the sum of forty dollars, in which they request the concurrence of the Senate.*

*“ The Speaker of the House of Representatives having signed the eight bills, the nineteen resolutions, and the address, last reported by the committee to have been duly engrossed, I am directed to bring them to the Senate for the signature of their President.”*

And he withdrew.

The President signed the eight bills, the nineteen resolutions, and the address, last presented for his signature, and they were delivered to the committee on Engrossed Bills, to be laid before the Governor.



The resolution, making an allowance to Benjamin B. French, was read three times by unanimous consent.

*Resolved*, That it pass.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

On motion—

The resolution from the House of Representatives, appointing a committee, with such as the Senate may join, to wait on His Excellency the Governor, and inform him, that the business of the present session being finished, the Legislature is ready to adjourn, was taken up, and considered.

On motion—

*Resolved*, That the Senate do concur in the appointment of a joint committee, agreeably to said resolution: and,

*Ordered*, That Messrs. Nye and Prescott be joined to the committee, on the part of the Senate.

*Ordered*, That the Clerk notify the House of Representatives accordingly.

Mr. Hill, from the committee on Engrossed Bills, reported, that they had examined, and found duly engrossed, a resolution, making an allowance to Benjamin B. French.

A message from the House of Representatives, by Mr. Chadwick, their Assistant Clerk:

“ *Mr. President* :

“ The Speaker of the House of Representatives having signed the resolution last reported to have been engrossed, I am directed to bring it to the Senate for the signature of their President.”

And he withdrew.

The President signed the resolution last presented for



his signature, and it was delivered to the committee on Engrossed Bills to be laid before the Governor.

Mr. Nye, from the committee appointed to wait on His Excellency the Governor, and inform him that the Legislature is ready to adjourn, reported, that they had performed the duty assigned to them.

Mr. Hill, from the committee on Engrossed Bills, reported, that the eight bills, the twenty resolutions, and the address, last signed by the President of the Senate, had been laid before the Governor.

A message from His Excellency the Governor, by Mr. Bartlett, the Secretary :

*"Mr. President :*

*"I am directed by His Excellency the Governor, to inform the Honorable Senate, that he has approved and signed all the bills and resolutions which have been presented for his approbation during the present session ; and that, agreeably to the request of the Legislature, as expressed to him by their committee, and pursuant to the provisions of the Constitution, he now adjourns the General Court to the last Wednesday in May next, then to meet at the Capitol in Concord."*

The President then declared the Senate adjourned to the last Wednesday in May next.

A true copy,

Attest— SAMUEL DINSMOOR, Jr. *Clerk,*



## APPENDIX.

### REPORT OF A COMMITTEE,

APPOINTED

BY A RESOLVE OF THE LEGISLATURE,

JUNE 30, 1826,

TO REVISE THE LAWS OF THIS STATE RELATING TO TOWNS  
AND TOWN OFFICERS.

*To the Honorable the Legislature of the State of New-Hampshire, convened at Concord, June, A. D. 1827.*

The undersigned, a committee appointed by a resolve of the Legislature, passed on the 30th of June, 1826, to revise the Laws of this State relating to towns and town officers, and report by bill to the Legislature, at the next June session thereof, beg leave to report, that in revising the statutes referred to them, they have constantly borne in mind, that those statutes have been made for the direction of men who are not bred to the profession of the law, but who are found in the common walks of life, and who are occasionally called, as town officers, to exercise very important functions of government,—to collect and return the votes of the people for State and County officers,—to collect and apply the funds which are raised for the education of the rising generations,—to provide for the support and maintenance of the poor,—to keep the public highways in repair,—and to discharge other duties of great importance to the public.

The committee have also constantly recollected, that many of the existing laws have been long in use, and have



become familiar to town officers, and that any considerable change in the provisions of the statutes on the subject of their duties, or even in the language of those statutes, might tend to embarrass them.

But there is certainly in the existing laws much confusion and perplexity arising from the repeal of certain portions of them, and various additions to them at different times. And the committee have directed their attention in the first place, to a proper arrangement of the subjects of the various statutes, and it has been found a task of no small difficulty and labor to bring their scattered provisions on particular subjects together in due order. This task, however, the committee have attempted, and they have attempted to do it with as little change of the provisions and of the language as possible.

Some defects which are supposed to be found in the existing laws, have been attempted to be supplied; and some changes in the language have been made, where the laws were thought not to be sufficiently clear and explicit. But no essential change of any general principle has been attempted.

Keeping in mind constantly these views, the committee have prepared sundry bills, numbered from one to twelve, which they herewith respectfully present to the consideration of the Legislature.

I. *"A bill to regulate the perambulation of the lines of towns."*

This bill embraces all the provisions of the laws now in force on this subject, with some slight alterations in the language and in the details. The only changes, to which the committee deem it material here to advert, are the following;



1st. The clause in the existing laws relative to parishes with town privileges, is omitted in this bill. The reason of this omission is, that such parishes being now declared by statute (1 *N. H. Laws*, 245) to be towns to all intents and purposes, that clause has become altogether superfluous.

2d. Instead of penalties of five pounds, penalties of twenty dollars are substituted. It is very well known, that a very considerable change in the value of money has taken place since the year 1791, when the first statute upon this subject was passed, and it is supposed that twenty dollars are of less value now than five pounds were in 1791. The sum of twenty dollars is probably enough to make selectmen attentive to their duty, and is not so severe a penalty as to create any repugnance in the minds of reasonable men to see it collected on every proper occasion.

II. "*A bill to regulate the service of process upon towns and certain other corporations, and for other purposes.*"

This bill is intended to embrace all the statute provisions now in force on the subjects mentioned in the title to the bill; and the only alteration made, is in the 6th section of the bill, where a clause is introduced authorising the Court to enter judgment on default.

It is believed to have always been the practice so to enter judgments against towns; so that this is rather a change in the language of the statute, than in the law of the land.

III. "*A bill relative to the making of taxes.*"

In this bill the committee have embodied all the provisions of the existing laws which relate to the assessment of taxes, except the statute which establishes the rates at which polls and rateable estates shall be valued in making



taxes, which statute, in the opinion of this committee, involves questions and considerations much too delicate and important to be examined by a committee not composed entirely of members of the Legislature, and may be revised separately without affecting any of the provisions in the bill which this committee has the honor to report. It will be seen that this bill embraces the substance of several statutes. And the committee has attempted to adopt such an arrangement of the various provisions of those statutes, as to render the subject simple, plain, and intelligible. No change has been made in the language, except in cases where the new arrangement of the matter seemed to require it, and in cases where the language of the existing laws seemed not sufficiently definite and explicit. It is believed that the bill reported will be found to contain no change or alteration of any principle contained in the existing statutes.

IV. "*A bill to provide for the collection of taxes assessed upon inhabitants of towns, and upon improved lands of non-residents.*"

Whoever examines the statutes of this State relating to the collection of taxes, will find their provisions much perplexed, many of the enactments very obscure, and some very important defects in their details. The committee have endeavored to combine in this bill, all the provisions which seemed to them necessary, for collecting taxes laid upon inhabitants, and upon improved lands of non-residents, and have, in a separate bill, made provision for the collection of taxes laid upon unimproved lands of non-residents. It has seemed to the committee to be important to keep the provisions of the statutes, in relation to the collection of these different taxes, distinct and separate. It is believed, that if the difference between the provisions in



the statutes relating to the collection of taxes laid on improved land, and those laid on unimproved land, of non-residents, had always been kept steadily in mind, there would have been much less confusion in the statutes than is now to be found. The committee have incorporated in this bill, nearly all the provisions of the existing laws on the subject, and have added such further provisions as seem requisite to make the system complete. The changes will be best understood by comparing the provisions of the bill with the statutes, to which a reference is made on the back of the bill.

V. "*A bill to provide for the collection of taxes laid upon the unimproved lands of non-residents.*"

This bill is intended to embrace all the provisions of the existing laws on the subject, without any essential alterations in the language or details.

VI. "*A bill regulating towns and the choice of town officers.*"

The committee have attempted to combine in this bill the provisions of the various statutes, to which a reference is made on the back of the bill, preserving the spirit, and, as far as it was practicable, the language of the existing laws.

VII. "*A bill empowering religious societies to assume and exercise corporate powers.*"

The committee have been induced to report this bill, in order to bring all the statute provisions on the subject into one law, and in order to separate those provisions from others relating to towns, with which they seem to have no connexion.

VIII. "*A bill relating to the election of Governor, Counselors, Senators, and Representatives.*"



The manner in which meetings shall be warned and held for the choice of Governor, Counsellors, and Senators, is prescribed by the Constitution, and cannot be changed by a statute—(1 *N. H. Laws*, 11.) This bill embraces the provisions in the existing laws, prescribing the day of election, and the mode in which the votes shall be returned. The form of the return of votes for Governor, &c. which may be found in the existing laws, (1 *N. H. Laws*, 252,) is omitted. Whoever compares that form with the requisitions of the Constitution, will find it is extremely defective. (See 1 *N. H. Laws*, 11.) As the General Court have no guide to direct them in determining the legality of the votes given in any town, except the return, it seems to be essential that the return should contain enough to shew that the directions of the Constitution have been substantially pursued. And as forms are now sent to the various towns annually, any enacted form seems unnecessary.

Neither the Constitution nor the laws of this State prescribe the mode in which meetings shall be warned and holden for the choice of Representatives. This seems to the committee to be a defect, and they have introduced a section in this bill, with a view to supply it. They have copied for this purpose the provisions of the Constitution in relation to meetings for the choice of Governor, Counsellors, and Senators, for two reasons: 1st, because, it is deemed important that the proceedings in all the elections should be as uniform as possible; and 2dly, because, it is believed that in practice those provisions have been substantially pursued in the several towns in the choice of Representatives.

IX. "*A bill to secure to the citizens their rights of suffrage.*"



This bill is intended to embody, in one act, all the existing laws on the subject.

X. "*A bill providing for the choice of Registers of Deeds, &c.*"

The committee are aware, that some of the provisions of this bill do not strictly fall within the scope of their commission. But those provisions are so connected with others, which are referred to the committee, that it was thought best not to separate them.

The Constitution provides, that Registers of Deeds and County Treasurers shall be chosen by the people, according to the method practised at the time the Constitution was adopted, and the laws of the State. Whether the Constitution here refers to the statute of July 5, 1776, which seems to have been in force on the 9th September, 1792, when the Constitution was adopted, or to the statute of June 8, 1791, which did not take effect until ten days after the Constitution was adopted, the committee have formed no opinion. It is certainly questionable, whether the Legislature can, consistently with the provision of the Constitution, authorize the Court of Common Pleas to appoint those officers *eo nomine*. But it is supposed that no doubt can exist, that persons may be constitutionally appointed by that Court to perform the duties of those offices, when vacant, until a new choice can be made by the people. The committee have, therefore, changed the language of the statute in this bill in that respect, in order to avoid even the appearance of any conflict between the laws, and that sacred charter of our freedom. And they entertain a just confidence, that this caution will accord with the sentiments of the Legislature.

The committee have made some other slight alterations for the purpose of supplying defects in the existing laws,



which will be seen by comparing the bill with the laws, to which a reference is made on the back of the bill.

XI. "*A bill regulating the selection of Jurors.*"

The committee have considered this subject with all the attention its high importance deserves, and have spared no labor nor pains to make the provisions of the bill such as to meet and remedy the defects in the existing laws. No one can doubt, that it is absolutely essential to the due administration of justice, that the best, the wisest, and the most intelligent men in the community should be returned to serve as jurors, and that the provisions of the laws should be so framed as to be calculated to cause such men to be returned. The defects in the existing laws, demanding attention, seem to the committee to be the following:—

1st. The doings of the selectmen, in selecting the names of persons to be put into the box, are not made public, and selectmen, in many cases, do not feel the salutary restraint, which men, acting under the eye of the public, do, and ought to feel, in the discharge of public duties. If all the doings of the selectmen, in relation to the selection and drawing of jurors, were made a matter of record, open to the inspection of all, it is not doubted that selectmen would act with much more caution and deliberation, in discharging this important duty. In such a case, they would be induced to pause and consider, before they placed in the box, the name of a man, whom public opinion had pronounced unfit and improper. In a government like ours, the force of public opinion ought to be felt every where, and all public servants should be compelled to act, in all cases where it is practicable, so openly, that their conduct may be under its restraint. In Massachusetts, the list of jurors, selected by the selectmen, is always laid before the town, and there revised. That provision has



been found useful there. But the committee are of opinion, that it will be enough here, to make the doings of the selectmen, a matter of record, open to the inspection of all the inhabitants of the towns. A provision is therefore introduced for this purpose, in the bill reported.

2d. The duty of making the selection, is, without doubt, in many cases, an unpleasant one to selectmen, and they are sometimes induced to put a greater number of names into the box than ought to be there, and to put there the names of men who are unsuitable. It is therefore thought, it may be useful to limit the number of names to be placed in the box at one time, and provision for that purpose is introduced in the bill reported.

3d. There are individuals in some towns, who have been known to be returned to serve as jurors, term after term, in regular succession. This, in some cases, has been, without doubt, merely accidental; but there is reason to fear, that it has, in some cases, resulted from collusion in the drawing of the jurors. If to serve as a juror be a privilege, it should be enjoyed by all suitable persons, as nearly equally as may be: if a burden, it should be left to be borne by those on whom the lot may fall, in legal drawing of the names. It is therefore provided in the bill, that when a name is drawn from the box, it shall not be returned to the box within two years. This provision is thought to be calculated to check collusion, and to throw the burden more equally on all who are qualified to serve.

4th. Another great defect in the existing laws, is the power given to those who attend the meetings, where jurors are drawn, to excuse those whose names are drawn, and to cause the names of others to be drawn. This provision is of little or no use to individuals, who happen to be drawn at times they cannot serve, because such indi-



viduals are rarely present to make their excuse. But there is good reason to believe, that this power is used and abused in some towns in a most shameful manner. Interested individuals attend the drawing, and make excuses for, and excuse, all those whose names are drawn, until their own names, or those of their favorites, are drawn. And, sometimes men, who are present, and who are most suitable to serve as jurors, are, when their names are drawn, excused without any good reason whatever. The only remedy for this mischief, is to take away the power. If the person drawn, cannot attend Court, he can send his excuse. More or less of such excuses are received by the Courts every term, and no inconvenience has been known to have been felt.

5th. Talismen are now paid by the cause. This is unequal. Some causes consume days, while others may be tried in a few minutes. The committee have introduced a clause for the purpose of paying them by the day, which is thought to be more equitable.

It has not been deemed necessary to change the general principles of the laws now in force on this subject; but these changes in the details, seem to the committee, to be of much importance.

XII. "*A bill to provide for the maintenance of bastard children.*"


This bill is intended to embrace all the provisions of the existing laws on this subject, with some change of the language, to make them more plain and explicit. It also contains a new provision, enabling towns to prosecute for the purpose of gaining an indemnity. Collusion, sometimes, between the father and mother of the child, renders such a provision necessary.

It will be perceived, that the task assigned to the com-



mittee is not completed. Several important statutes, falling within the limits of the commission, and requiring revision, remain to be revised. The only apology which the committee can offer for this, is, that the task has been found so laborious, that a proper discharge of their other duties, has not left them leisure to proceed farther in it within the past year. If, however, what they have done shall be found useful, and it shall be the will of the Legislature that they proceed, that will shall be cheerfully obeyed, and the task shall be completed as soon as the other avocations of the committee will permit.

W. M. RICHARDSON,  
JOHN PORTER,  
SAML. D. BELL.





**TITLES OF ACTS AND RESOLUTIONS,**

OF A PUBLIC NATURE,

PASSED AT JUNE SESSION, 1827.

- An act to incorporate certain persons by the name of the Pemigewasset Social Library Society in Peeling.
- An act to change the name of the Remsen Manufacturing Company.
- An act to incorporate the Adams Social Library Society.
- An act in addition to the acts relative to the office of Coroner.
- An act in addition to the acts relative to the preservation of fish in Merrimack river, and its tributary streams.
- An act to incorporate certain persons by the name of Harmony Lodge No. 38, in the town of Hillsborough.
- An act to incorporate the Proprietors of the Acworth Union Library.
- An act to incorporate Bible Lodge No. 27, in Goffstown.
- An act to incorporate Goffstown Union Library.
- An act to incorporate an Episcopal Society in Hopkinton, by the name of Saint Andrew's Church.
- An act to incorporate Benjamin Abbot and others by the name of the Exeter Mill and Water-Power Company.
- An act to regulate the perambulation of the lines between towns.
- An act to incorporate Nathaniel Gilman and others by the name of the Exeter Manufacturing Company.
- An act to alter the time of holding the annual meeting of the Alton Social Library.
- An act more effectually to secure to the citizens of this State their rights of suffrage.



An act to establish a Corporation by the name of Hopkinton Academy.

An act directing the mode in which process shall be served upon towns and certain other corporations, and in which executions against towns shall be levied, and for other purposes.

An act to incorporate a company by the name of the Lancaster Corner Aqueduct Company.

An act to incorporate the Proprietors of the Congregational Meeting-house in Northwood.

An act authorising the President, Directors and Company of the Cheshire Bank to reduce the capital of said Bank.

An act to incorporate the Cocheco Manufacturing Company.

An act to incorporate the Trustees of the First Methodist Episcopal Meeting-house in Sandwich.

An act to provide for the maintenance of bastard children.

An act regulating towns and the choice of town officers.

An act to establish a Corporation by the name of the Page Sabbath-School Corporation in Haverhill.

An act limiting the term of the office of Coroner and Notary Public, and for other purposes.

An act relating to the election of Governor, Counsellors, Senators, and Representatives.

An act concerning the discontinuance of highways.

An act to incorporate sundry persons by the name of the Gilford Iron Manufacturing Company.

An act to incorporate sundry persons by the name of the Proprietors of Rochester Academy.

An act to incorporate the Eaton Lead-Mine Company.

An act to incorporate a religious society in Hopkinton by the name of Union Baptist Society.



- An act to empower turnpike corporations to make alterations in their roads.
- An act to divide the town of Londonderry, and to constitute a new town.
- An act to establish a Corporation by the name of Amoskeag Fire Engine Company No. 1, in Goffstown.
- An act to incorporate the Trustees of the Methodist Episcopal Meeting-house at Lamprey-River Village in New-Market.
- An act to vest in Horace Metcalf and Richard Kimball the exclusive privilege of keeping a ferry over a certain part of Connecticut river.
- An act relating to Proprietary Records.
- An act for the punishment of certain offences therein named.
- An act empowering religious associations to assume and exercise corporate powers.
- An act establishing the times and places of holding Probate Courts within and for the county of Rockingham.
- An act prescribing the duty and directing the mode of choosing Registers of Deeds and County Treasurers, and providing for the payment of county expenses.
- An act for raising forty thousand dollars for the use of this State.
- An act to incorporate the Boscawen Aqueduct Corporation.
- An act regulating the selection and services of grand and petit jurors.
- An act to constitute a County within this State by the name of Sullivan, and to prescribe the times of holding the Courts in the counties of Merrimack and Cheshire.



- An act to alter the names of certain persons therein mentioned.
- An act to incorporate the Candia Sacred Musick Society.
- An act to exempt pews in certain cases from attachment and execution, except for taxes assessed by the parish.
- An act empowering school districts to build and repair school houses.
- An act to annex the town of Derry to Senatorial District No. 3; also to annex the militia in the town of Derry to the eighth regiment.
- An act to regulate the keeping and selling and transporting of gun-powder.
- An act to incorporate the Wentworth Meeting-house Association.
- An act to regulate the weighing of merchandize and other commodities.
- An act for the support and regulation of primary schools.
- An act to incorporate the Trustees of Wakefield Academy.
- An act incorporating the United Fraternity.
- An act authorising the Court of Common Pleas to liberate prisoners in county gaols in certain cases.
- An act to incorporate the New-Hampshire Canal and Steam-Boat Company.
- An act establishing an equitable method of making taxes.
- An act to incorporate Arthur Branscomb and his associates by the name of the Piscataqua Steam-Boat Company.
- An act to provide for the transferring of certain business from the Court of Probate in the County of Cheshire to the Probate Court in the County of Sullivan, and for other purposes.



An act to provide for the collection of taxes assessed upon the inhabitants of towns and upon the improved lands of non-residents.

An act to incorporate the Proprietors of the Merrimack Locks and Canals.

An act defining the jurisdiction of the Court of Common Pleas in certain cases.

An act regulating licensed houses.

An act for the suppression of Lotteries.

*Resolutions of a Public Nature.*

Resolution requiring the Commissary General to give bonds.

Resolution relinquishing to John B. Dorion and others an escheat in Haverhill.

Resolution directing the manner in which the bond of Isaac Smith shall be disposed of.

Resolution granting to Daniel Pinkham a further time to complete the road from Adams to Randolph.

Resolution granting one of Carrigain's Maps to the town of Mainesborough.

Resolution authorising the towns of Shelburne, Shelburne Addition, Success, and Mainesborough, to send a Representative; and the towns of Randolph, Jefferson, Kilkenny, Brettonwoods, and Nash and Sawyers Location, to send a Representative.

Resolution providing for the compensation of the officers of the civil list.

Resolution authorising the Treasurer to borrow \$22,877, 19, for the use of the State.

Resolution relative to Commissioners to survey the line between this State and the State of Maine.



Resolution instructing the Attorney General to institute process against the Proprietors of the Locks at White River Falls.

Resolution for an appropriation to erect an additional story on the Arsenal at Portsmouth.

Resolution appropriating \$1200 for the education of the deaf and dumb.

Resolution requesting the Governor to appoint some suitable person to preach the next Election Sermon.

Resolution relative to the purchase of three copies of Hale's Map of New-England.

Resolution granting one of Carrigain's Maps to the town of Bath.

Resolution providing for the distribution of the Laws of the United States.

Resolution providing for the alteration of the room under the Senate Chamber.

Resolution appropriating \$300 to defray the expense of the Commissioners for establishing the line between this State and the State of Maine.

Resolution requesting William M. Richardson, John Porter, and Samuel D. Bell, to complete the revision of the Laws relating to towns and town officers, and report at the next session of the General Court.

Resolution directing the Secretary of State to apply for copies of certain records and files of the State of Massachusetts.

Resolution relative to certain records in the Secretary's Office.

Resolution authorising the Treasurer to convey certain lands to James Bean.

Resolution authorising the Treasurer to convey certain lands to Barzillai Emery.



Resolution authorising the Governor to draw \$500 to defray contingent expenses.

Resolution authorising the Governor to draw \$300 to defray the expense of the Commissioners to survey the line of this State and Maine.

Resolution making an appropriation for the Adjutant General's Department.

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